



General Assembly

Bill No. 8006

*June Special Session,
2007*

LCO No. 9879

*09879 _____ *

Referred to Committee on No Committee

Introduced by:

REP. AMANN, 118th Dist.

SEN. WILLIAMS, 29th Dist.

**AN ACT CONCERNING MINOR AND TECHNICAL CHANGES TO
CERTAIN SPECIAL SESSION AND REGULAR SESSION PUBLIC
ACTS.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 103 of public act 07-4 of the June special session is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 As used in sections 104 to [108] 106, inclusive, of [this act] public act
5 07-4 of the June special session, as amended by this act:

6 (1) "Eligible housing" means the housing that is in the housing loan
7 portfolio that was transferred from the Department of Economic and
8 Community Development to the Connecticut Housing Finance
9 [Department] Authority pursuant to section 8-37uu of the general
10 statutes;

11 (2) "Financial assistance" means grants, loans, deferred loans, no
12 interest and low interest loans, loan guarantees, interest subsidies and

13 similar financings; and

14 (3) "Fund" means the State-Assisted Housing Sustainability Fund
15 established pursuant to section 104 of [this act] public act 07-4 of the
16 June special session, as amended by this act.

17 Sec. 2. Subsection (c) of section 104 of public act 07-4 of the June
18 special session is repealed and the following is substituted in lieu
19 thereof (*Effective from passage*):

20 (c) (1) The department shall adopt [written procedures in
21 accordance with section 1-121] regulations, in accordance with chapter
22 54 of the general statutes, to implement the provisions of this section
23 and sections 103, 105 and 106 of public act 07-4 of the June special
24 session. Such [procedures] regulations shall establish [(1)] (A)
25 guidelines for grants and loans, and [(2)] (B) a process for certifying an
26 emergency condition in not more than forty-eight hours and for
27 committing emergency funds, including costs of resident relocation, if
28 necessary, not more than five business days after application by the
29 owner of eligible housing for emergency repair financial assistance.
30 The guidelines under [subdivision (1) of this subsection] subparagraph
31 (A) of this subdivision shall provide for deferred payment of principal
32 and interest upon approval of the committee.

33 (2) The department shall adopt written policies and procedures to
34 implement such provisions while in the process of adopting such
35 policies and procedures in regulation form, and the commissioner shall
36 print a notice of intention to adopt the regulations in the Connecticut
37 Law Journal not later than twenty days prior to implementing such
38 policies and procedures. The department shall submit final regulations
39 to implement said sections to the legislative regulation review
40 committee not later than October 1, 2009. Policies and procedures
41 implemented pursuant to this subdivision shall be valid until the time
42 final regulations are effective.

43 Sec. 3. Section 105 of public act 07-4 of the June special session is

44 repealed and the following is substituted in lieu thereof (*Effective from*
45 *passage*):

46 (a) [(1)] There is established a State-Assisted Housing Sustainability
47 Advisory Committee. The committee shall consist of the following
48 members:

49 [(A)] (1) One appointed by the speaker of the House of
50 Representatives, who may be a member of the General Assembly;

51 [(B)] (2) One appointed by the president pro tempore of the Senate,
52 who may be a member of the General Assembly;

53 [(C)] (3) One appointed by the majority leader of the House of
54 Representatives, who shall represent a housing authority with one
55 hundred or more but less than two hundred fifty units of eligible
56 housing and be appointed from a list submitted by the Connecticut
57 Chapter of the National Association of Housing and Redevelopment
58 Officials;

59 [(D)] (4) One appointed by the majority leader of the Senate, who
60 shall represent a housing authority with fewer than one hundred units
61 of eligible housing and be appointed from a list submitted by the
62 Connecticut Chapter of the National Association of Housing and
63 Redevelopment Officials;

64 [(E)] (5) One appointed by the minority leader of the House of
65 Representatives, who shall represent a housing authority with two
66 hundred fifty or more units of eligible housing and be appointed from
67 a list submitted by the Connecticut Chapter of the National
68 Association of Housing and Redevelopment Officials;

69 [(F)] (6) One appointed by the minority leader of the Senate, who
70 shall represent a housing authority with fewer than one hundred units
71 of eligible housing and be appointed from a list submitted by the
72 Connecticut Chapter of the National Association of Housing and
73 Redevelopment Officials;

74 [(G)] (Z) Four appointed by the Governor;

75 [(H)] (8) The State Treasurer, or the Treasurer's designee; and

76 [(I)] (9) The State Comptroller, or the Comptroller's designee.

77 (b) The committee shall meet at least quarterly and shall advise the
 78 Commissioner of Economic and Community Development and the
 79 Connecticut Housing Finance Authority on the administration,
 80 management, procedures and objectives of the financial assistance
 81 provided pursuant to section 104 of [this act] public act 07-4 of the June
 82 special session, as amended by this act, including, but not limited to,
 83 the establishment of criteria, priorities and procedures for such
 84 financial assistance and the adoption of regulations pursuant to section
 85 104 of public act 07-4 of the June special session, as amended by this
 86 act.

87 (c) The chairperson and vice-chairperson of the committee shall be
 88 selected by the committee from among its members. The chairperson,
 89 or the vice-chairperson in the absence of the chairperson, may establish
 90 subcommittees and working groups of the members as needed and
 91 designate a chairperson of each such subcommittee.

92 (d) The initial term of the members appointed to the committee
 93 pursuant to [subparagraphs (C) to (I)] subdivisions (1) to (7), inclusive,
 94 of [subdivision (1) of] subsection (a) of this section shall be staggered
 95 by lottery conducted by the committee. After the initial term, the terms
 96 of all members shall be three years. Members may be reappointed for
 97 an unlimited number of terms

98 Sec. 4. Subsection (a) of section 8-23 of the general statutes, as
 99 amended by section 3 of public act 07-239, is repealed and the
 100 following is substituted in lieu thereof (*Effective July 1, 2010*):

101 (a) (1) At least once every ten years, the commission shall prepare or
 102 amend and shall adopt a plan of conservation and development for the
 103 municipality. Following adoption, the commission shall regularly

104 review and maintain such plan. The commission may adopt such
105 geographical, functional or other amendments to the plan or parts of
106 the plan, in accordance with the provisions of this section, as it deems
107 necessary. The commission may, at any time, prepare, amend and
108 adopt plans for the redevelopment and improvement of districts or
109 neighborhoods which, in its judgment, contain special problems or
110 opportunities or show a trend toward lower land values.

111 (2) If a plan is not amended decennially, the chief elected official of
112 the municipality shall submit a letter to the Secretary of the Office of
113 Policy and Management and the Commissioners of Transportation,
114 Environmental Protection and Economic and Community
115 Development that explains why such plan was not amended. A copy
116 of such letter shall be included in each application by the municipality
117 for discretionary state funding submitted to any state agency.

118 Sec. 5. Subsection (a) of section 8-41 of the general statutes, as
119 amended by section 108 of public act 07-4 of the June special session, is
120 repealed and the following is substituted in lieu thereof (*Effective from*
121 *passage*):

122 (a) When the governing body of a municipality other than a town
123 adopts a resolution as described in section 8-40, it shall promptly
124 notify the chief executive officer of such adoption. Upon receiving such
125 notice, the chief executive officer shall appoint five persons who are
126 residents of said municipality as commissioners of the authority,
127 except that where the authority operates more than three thousand
128 units the chief executive officer may appoint two additional persons
129 who are residents of the municipality. If the governing body of a town
130 adopts such a resolution, such body shall appoint five persons who are
131 residents of said town as commissioners of the authority created for
132 such town. The commissioners who are first so appointed shall be
133 designated to serve for a term of either one, two, three, four or five
134 years, except that if the authority has five members, the terms of not
135 more than one member shall expire in the same year. Terms shall

136 commence on the first day of the month next succeeding the date of
137 their appointment, and annually thereafter a commissioner shall be
138 appointed to serve for five years except that any vacancy which may
139 occur because of a change of residence by a commissioner, removal of
140 a commissioner, resignation or death shall be filled for the unexpired
141 portion of the term. If a governing body increases the membership of
142 the authority on or after July 1, 1995, such governing body shall, by
143 resolution, provide for a term of five years for each such additional
144 member. The term of the chairman shall be three years. At least one of
145 such commissioners of an authority having five members, and at least
146 two of such commissioners of an authority having more than five
147 members, shall be a tenant or tenants who live in housing owned or
148 managed by such authority, if any exists, provided that any such
149 tenant shall have resided in such housing for more than one year or is
150 a tenant who previously resided in such housing for more than one
151 year and is receiving housing assistance in a housing program directly
152 administered by [the Department of Economic and Community
153 Development] such authority and provided further that no such tenant
154 shall have the authority to vote on any matter concerning the
155 establishment or revision of the rents to be charged in any housing
156 owned or managed by such authority. If, on October 1, 1979, a
157 municipality has adopted a resolution as described in section 8-40, but
158 has no tenants serving as commissioners, the chief executive officer of
159 a municipality other than a town or the governing body of a town shall
160 appoint a tenant who meets the qualifications set out in this section as
161 a commissioner of such authority when the next vacancy occurs. No
162 commissioner of an authority may hold any public office in the
163 municipality for which the authority is created. A commissioner shall
164 hold office until his successor is appointed and has qualified. A
165 certificate of the appointment or reappointment of any commissioner
166 shall be filed with the clerk and shall be conclusive evidence of the
167 legal appointment of such commissioner, after he has taken an oath in
168 the form prescribed in the first paragraph of section 1-25. The powers
169 of each authority shall be vested in the commissioners thereof. Three

170 commissioners shall constitute a quorum if the authority consists of
171 five commissioners. Four commissioners shall constitute a quorum if
172 the authority consists of more than five commissioners. Action may be
173 taken by the authority upon a vote of not less than a majority of the
174 commissioners present, unless the bylaws of the authority require a
175 larger number. The chief executive officer, or, in the case of an
176 authority for a town, the governing body of the town, shall designate
177 which of the commissioners shall be the first chairman, but when the
178 office of chairman of the authority becomes vacant, the authority shall
179 select a chairman from among its commissioners. An authority shall
180 select from among its commissioners a vice chairman, and it may
181 employ a secretary, who shall be executive director, and technical
182 experts and such other officers, agents and employees, permanent and
183 temporary, as it requires, and shall determine their qualifications,
184 duties and compensation, provided, in municipalities having a civil
185 service law, all appointments and promotions, except the employment
186 of the secretary, shall be based on examinations given and lists
187 prepared under such law, and, except so far as may be inconsistent
188 with the terms of this chapter, such civil service law and regulations
189 adopted thereunder shall apply to such housing authority and its
190 personnel. For such legal services as it requires, an authority may
191 employ its own counsel and legal staff. An authority may delegate any
192 of its powers and duties to one or more of its agents or employees. A
193 commissioner, or any employee of the authority who handles its funds,
194 shall be required to furnish an adequate bond. The commissioners
195 shall serve without compensation, but shall be entitled to
196 reimbursement for their actual and necessary expenses incurred in the
197 performance of their official duties.

198 Sec. 6. Section 83 of public act 07-4 of the June special session is
199 repealed and the following is substituted in lieu thereof (*Effective from*
200 *passage*):

201 Not later than January 15, 2008, the Secretary of the Office of Policy
202 and Management shall complete an analysis of the requirements of

203 sections [6, 28, 29, 31 and 32 of this act, sections 46b-149 of the general
 204 statutes, as amended by this act, 46b-12 of the general statutes, as
 205 amended by this act, 46b-121 of the general statutes, as amended by
 206 this act, subsection (c) of section 46b-127 of the general statutes, as
 207 amended by this act, and subsection (f) of section 46b-133c of the
 208 general statutes, as amended by this act] 46b-120 of the general
 209 statutes, 46b-121 of the general statutes, 46b-121k of the general
 210 statutes, subsection (b) of section 46b-124 of the general statutes,
 211 subsection (c) of section 46b-127 of the general statutes, subsection (b)
 212 of section 46b-133 of the general statutes, subsection (f) of section 46b-
 213 133c of the general statutes, subsection (f) of section 46b-133d of the
 214 general statutes, subsection (b) of section 46b-140 of the general
 215 statutes, section 46b-146 of the general statutes, section 46b-149b of the
 216 general statutes, subsection (c) of section 10-19m of the general
 217 statutes, subsection (a) of section 51-165 of the general statutes, and
 218 sections 46b-150f to 46b-150h, inclusive, of the general statutes, each as
 219 amended by public act 07-4 of the June special session, and the impact
 220 of such requirements on budgeted state agencies, and shall submit a
 221 report, in accordance with section 11-4a of the general statutes, to the
 222 joint standing committees of the General Assembly having cognizance
 223 of matters relating to appropriations, the judiciary, and human
 224 services and to the select committee of the General Assembly having
 225 cognizance of matters relating to children. The report shall indicate (1)
 226 the budgeted state agencies affected by said sections, [6, 28, 29, 31 and
 227 32 of this act, sections 46b-149 of the general statutes, as amended by
 228 this act, 46b-12 of the general statutes, as amended by this act, 46b-121
 229 of the general statutes, as amended by this act, subsection (c) of section
 230 46b-127 of the general statutes, as amended by this act, and subsection
 231 (f) of section 46b-133c of the general statutes, as amended by this act,]
 232 and (2) the secretary's estimate of expenditures required to enable such
 233 budgeted state agencies to comply with the requirements of said
 234 sections. [6, 28, 29, 31 and 32 of this act, 46b-149 of the general statutes,
 235 as amended by this act, sections 46b-12 of the general statutes, as
 236 amended by this act, 46b-121 of the general statutes, as amended by

237 this act, subsection (c) of section 46b-127 of the general statutes, as
238 amended by this act, and subsection (f) of section 46b-133c of the
239 general statutes, as amended by this act.]

240 Sec. 7. Section 12-256 of the general statutes, as amended by section
241 26 of public act 07-253, is repealed and the following is substituted in
242 lieu there (*Effective from passage*):

243 (a) For purposes of this section, "quarterly period" means a period of
244 three calendar months commencing on the first day of January, April,
245 July or October and ending on the last day of March, June, September
246 or December, respectively.

247 (b) Each person operating a community antenna television system
248 under chapter 289 or a certified competitive video service pursuant to
249 sections 2 to 12, inclusive, of [this act] public act 07-253, and each
250 person operating a business that provides one-way transmission to
251 subscribers of video programming by satellite, shall pay a quarterly
252 tax upon the gross earnings from (1) the lines, facilities, apparatus and
253 auxiliary equipment in this state used for operating a community
254 antenna television system, or (2) the transmission to subscribers in this
255 state of video programming by satellite or by a certified competitive
256 video service provider, as the case may be. No deduction shall be
257 allowed from such gross earnings for operations related to
258 commissions, rebates or other payments, except such refunds as arise
259 from errors or overcharges. On or before the last day of the month next
260 succeeding each quarterly period, each such person shall render to the
261 commissioner a return on forms prescribed or furnished by the
262 commissioner, signed by the person performing the duties of treasurer
263 or an authorized agent or officer of the system or service operated by
264 such person, which return shall include information regarding the
265 name and location within this state of such system or service and the
266 total amount of gross earnings derived from such operations and such
267 other facts as the commissioner may require for the purpose of making
268 any computation required by this chapter.

269 (c) For purposes of this chapter, a holder of a certificate of cable
 270 franchise authority under section 13 of [this act] public act 07-253, and
 271 a community antenna television company issued a certificate of video
 272 franchise authority under section 2 of public act 07-253 for any service
 273 area in which it was not certified to provide community antenna
 274 television service pursuant to section 16-331 on or before October 1,
 275 2007, shall be treated as a person operating a community antenna
 276 television system under chapter 289.

277 Sec. 8. Subparagraph (L) of subdivision (2) of subsection (a) of
 278 section 12-407 of the general statutes, as amended by section 31 of
 279 public act 07-253, is repealed and the following is substituted in lieu
 280 thereof (*Effective October 1, 2007*):

281 (L) (i) The rendering of community antenna television service, as
 282 defined in subdivision (27) of this subsection, for a consideration on or
 283 after January 1, 1990, exclusive of any such service rendered by an
 284 employee for the employer of such employee. For purposes of this
 285 chapter, "community antenna television service" [shall include]
 286 includes service provided by a holder of a certificate of cable franchise
 287 authority pursuant to section 13 of [this act] public act 07-253, and
 288 service provided by a community antenna television company issued a
 289 certificate of video franchise authority pursuant to section 2 of public
 290 act 07-253 for any service area in which it was not certified to provide
 291 community antenna television service pursuant to section 16-331 on or
 292 before October 1, 2007.

293 (ii) The rendering of certified competitive video service, as defined
 294 in subdivision (38) of this subsection, as amended by [this act] public
 295 act 07-253, for consideration on or after October 1, 2007, exclusive of
 296 any such service rendered by an employee for the employer of such
 297 employee.

298 Sec. 9. Section 33 of public act 07-253 is repealed and the following is
 299 substituted in lieu thereof (*Effective from passage*):

300 (a) There is established an account to be known as the "public,
301 educational and governmental programming and education
302 technology investment account", which shall be a separate, nonlapsing
303 account within the General Fund. The account shall contain any
304 moneys required by law to be deposited in the account and any
305 interest or penalties collected by the Commissioner of Revenue
306 Services pursuant to subdivision (2) of subsection (c) of this section.

307 (b) The moneys in said account shall be expended by the
308 Department of Public Utility Control as follows: (1) Fifty per cent of
309 said moneys shall be available to local community antenna television
310 and video advisory councils; state-wide community antenna television
311 and video advisory councils; public, educational and governmental
312 programmers and public, educational and governmental studio
313 operators to subsidize capital and equipment costs related to
314 producing and procuring such programming, and (2) fifty per cent of
315 said moneys shall be available to boards of education and other
316 education entities for education technology initiatives.

317 (c) (1) The account shall be supported solely through a tax equal to
318 one-half of one per cent of the gross earnings from rendering
319 community antenna television service, video programming service by
320 satellite and certified competitive video service in this state for
321 quarterly periods beginning on or after October 1, 2007, and before
322 October 1, 2009, and a tax equal to one-quarter of one per cent of the
323 gross earnings from rendering community antenna television service,
324 video programming service by satellite and certified competitive video
325 service in this state for quarterly periods beginning on or after October
326 1, 2009, by each person operating a community antenna television
327 system under chapter 289 of the general statutes or a certified
328 competitive video service pursuant to sections 2 to 13, inclusive, of
329 [this act] public act 07-253 and each person operating a business that
330 provides one-way transmission to subscribers of video programming
331 by satellite. Such tax for [the fiscal year] a quarterly period shall be
332 remitted to the Department of Revenue Services, on or before the last

333 day of the month next succeeding the quarterly period, on a form
 334 prescribed by the Commissioner of Revenue [Service by August
 335 thirtieth following the close of the fiscal year] Services, which form
 336 shall be signed by the person performing the duties of treasurer or an
 337 authorized agent or officer. For the purposes of this section, gross
 338 [receipts] earnings in this state shall be determined in a manner
 339 consistent with chapter 211 of the general statutes.

340 (2) The amount of any tax due and unpaid under this section shall
 341 be subject to the penalties and interest established in section 12-268d,
 342 as amended by this act, and the amount of any tax, penalty or interest
 343 due and unpaid under this section may be collected under the
 344 provisions of section 12-35.

345 (d) On or before October 1, 2007, the Department of Public Utility
 346 Control shall initiate a contested case proceeding to establish eligibility
 347 requirements and procedures for applying for allocations from the
 348 account. On or before April 1, 2008, the department shall issue a final
 349 decision in the contested case proceeding. Such decision shall include
 350 any recommendations to the Governor and the General Assembly that
 351 the department deems necessary with regard to the ongoing operation
 352 of the account.

353 (e) For purposes of this section, a holder of a certificate of cable
 354 franchise authority pursuant to section 13 of [this act] public act 07-253
 355 shall be treated as a person operating a community antenna television
 356 system pursuant to chapter 289 of the general statutes and community
 357 antenna television service shall include service provided by a holder of
 358 a certificate of cable franchise authority pursuant to section 13 of [this
 359 act] public act 07-253.

360 Sec. 10. Section 12-268d of the general statutes is repealed and the
 361 following is substituted in lieu thereof (*Effective from passage*):

362 (a) If any company included in section 12-249, section 12-256, [or] as
 363 amended by this act, and section 26 of public act 07-253, section 12-264

364 or section 33 of public act 07-253, as amended by this act, or municipal
 365 utility, as defined in section 12-265, fails to pay the amount of tax
 366 reported to be due on its return within the time specified under the
 367 provisions of chapter 210, 211, 212 or this chapter or section 33 of
 368 public act 07-253, as amended by this act, there shall be imposed a
 369 penalty equal to ten per cent of such amount due and unpaid, or fifty
 370 dollars, whichever is greater. Such amount shall bear interest at the
 371 rate of one per cent per month or fraction thereof, from the due date of
 372 such tax until the date of payment.

373 (b) If any company or municipal utility has not made its return
 374 within one month after the time specified in section 12-249, 12-256, [or]
 375 as amended by this act, and section 26 of public act 07-253, section 12-
 376 264 or section 33 of public act 07-253, as amended by this act, the
 377 commissioner may make such return at any time thereafter, according
 378 to the best information obtainable and according to the form
 379 prescribed. To the tax imposed upon the basis of such return, there
 380 shall be added an amount equal to ten per cent of such tax, or fifty
 381 dollars, whichever is greater. The tax shall bear interest at the rate of
 382 one per cent per month or fraction thereof, from the due date of such
 383 tax until the date of payment. No taxpayer shall be subject to a penalty
 384 under both subsections (a) and (b) of this section in relation to the
 385 same tax period.

386 (c) Subject to the provisions of section 12-3a, the commissioner may
 387 waive all or part of the penalties provided under this chapter when it
 388 is proven to his satisfaction that the failure to pay any tax was due to
 389 reasonable cause and was not intentional or due to neglect.

390 Sec. 11. Section 12-633 of the general statutes is repealed and the
 391 following is substituted in lieu thereof (*Effective from passage*):

392 The Commissioner of Revenue Services shall grant a credit against
 393 any tax due under the provisions of chapter 207, 208, 209, 210, 211 or
 394 212 in an amount not to exceed sixty per cent of the total cash amount
 395 invested during the taxable year by the business firm in programs

396 operated or created pursuant to proposals approved pursuant to
 397 section 12-632, provided a tax credit not to exceed [sixty] one hundred
 398 per cent of the total cash amount invested during the taxable year by
 399 the business firm may be allowed for investment in certain energy
 400 conservation [and employment and training] projects as provided in
 401 subdivisions (1) and (2) of section 12-635, as amended by this act.

402 Sec. 12. Section 12-635 of the general statutes, as amended by section
 403 72 of public act 07-242, is repealed and the following is substituted in
 404 lieu thereof (*Effective from passage*):

405 The Commissioner of Revenue Services shall grant a credit against
 406 any tax due under the provisions of chapter 207, 208, 209, 210, 211 or
 407 212; (1) [in] In an amount not to exceed one hundred per cent of the
 408 total cash amount invested during the taxable year by the business
 409 firm in programs operated or created pursuant to proposals approved
 410 pursuant to section 12-632 for energy conservation projects directed
 411 toward properties occupied by persons, at least seventy-five per cent
 412 of whom are at an income level not exceeding one hundred fifty per
 413 cent of the poverty level for the year next preceding the year during
 414 which such tax credit is to be granted; (2) in an amount equal to one
 415 hundred per cent of the total cash amount invested during the taxable
 416 year by the business firm in programs operated or created pursuant to
 417 proposals approved pursuant to section 12-632 for energy conservation
 418 projects at properties owned or occupied by charitable corporations,
 419 foundations, trusts or other entities as determined under regulations
 420 adopted pursuant to this chapter; or (3) in an amount not to exceed
 421 sixty per cent of the total cash amount invested during the taxable year
 422 by the business firm (A) in employment and training programs
 423 directed at youths, at least seventy-five per cent of whom are at an
 424 income level not exceeding one hundred fifty per cent of the poverty
 425 level for the year next preceding the year during which such tax credit
 426 is to be granted; (B) in employment and training programs directed at
 427 handicapped persons as determined under regulations adopted
 428 pursuant to this chapter; (C) in employment and training programs for

429 unemployed workers who are fifty years of age or older; (D) in
 430 education and employment training programs for recipients in the
 431 temporary family assistance program; or (E) in child care services. Any
 432 other program which serves persons at least seventy-five per cent of
 433 whom are at an income level not exceeding one hundred fifty per cent
 434 of the poverty level for the year next preceding the year during which
 435 such tax credit is to be granted and which meets the standards for
 436 eligibility under this chapter shall be eligible for a tax credit under this
 437 section in an amount equal to sixty per cent of the total cash invested
 438 by the business firm in such program.

439 Sec. 13. Subsection (f) of section 12-217jj of the general statutes, as
 440 amended by section 1 of public act 07-236, is repealed and the
 441 following is substituted in lieu thereof (*Effective from passage*):

442 (f) The issuance by the [commissioner] commission of a tax credit
 443 voucher with respect to an amount of tax credits stated thereon shall
 444 mean that none of such tax credits are subject to a post-certification
 445 remedy, and that the commission and the commissioner shall have no
 446 right, except in the case of possible material misrepresentation or
 447 fraud, to conduct any further or additional review, examination or
 448 audit of the expenditures or costs for which such tax credits were
 449 issued. [In the event that] If at any time after the issuance of a tax
 450 credit voucher [,] the commission or the commissioner determines that
 451 there was a material misrepresentation or fraud on the part of an
 452 eligible production company in connection with the submission of an
 453 expense report and the result of such material misrepresentation or
 454 fraud was that (1) a specific amount of tax credits was reflected on the
 455 tax credit voucher issued in response to such expense report that
 456 would not have otherwise been so reflected, and (2) such tax credits
 457 would otherwise be subject to a post-certification remedy, such tax
 458 credits shall not be subject to any post-certification remedy and the
 459 sole and exclusive remedy of the commission and the commissioner
 460 shall be to seek collection of the amount of such tax credits from the
 461 eligible production company that committed the fraud or

462 misrepresentation, not from any transferee of such tax credits.

463 Sec. 14. Subsection (e) of section 2 of public act 07-236 is repealed
464 and the following is substituted in lieu thereof (*Effective from passage*):

465 (e) The issuance by the [commissioner] commission of a tax credit
466 voucher with respect to an amount of tax credits stated thereon shall
467 mean that none of such tax credits are subject to a post-certification
468 remedy, and that the commission and the commissioner shall have no
469 right except in the case of a possible material misrepresentation or
470 fraud, to conduct any further or additional review, examination or
471 audit of the expenditures or costs for which such tax credits were
472 issued. [In the event that] If at any time after the issuance of a tax
473 credit voucher [,] the commission or the commissioner determines that
474 there was a material misrepresentation or fraud on the part of a
475 taxpayer in connection with the submission of an expense report and
476 the result of such material misrepresentation or fraud was that (1) a
477 specific amount of tax credits was reflected on the tax credit voucher
478 issued in response to such expense report that would not have
479 otherwise been so reflected, and (2) such tax credits would otherwise
480 be subject to a post-certification remedy, such tax credits shall not be
481 subject to any post-certification remedy and the sole and exclusive
482 remedy of the commission and the commissioner shall be to seek
483 collection of the amount of such tax credits from the taxpayer that
484 committed the fraud or misrepresentation, not from any transferee of
485 the tax credits.

486 Sec. 15. Subsection (f) of section 3 of public act 07-236 is repealed
487 and the following is substituted in lieu thereof (*Effective from passage*):

488 (f) The issuance by the [commissioner] commission of a digital
489 animation tax credit voucher with respect to an amount of tax credits
490 stated thereon shall mean that none of such tax credits are subject to a
491 post-certification remedy, and that the commission and the
492 commissioner shall have no right, except in the case of possible
493 material misrepresentation or fraud, to conduct any further or

494 additional review, examination or audit of the expenditures or costs
 495 for which such tax credits were issued. [In the event that] If at any time
 496 after the issuance of a tax credit voucher [,] the commission or the
 497 commissioner determines that there was a material misrepresentation
 498 or fraud on the part of a state-certified digital animation production
 499 company in connection with the submission of an expense report and
 500 the result of such material misrepresentation or fraud was that (1) a
 501 specific amount of tax credits was reflected on the tax credit voucher
 502 issued in response to such expense report that would not have
 503 otherwise been so reflected, and (2) such tax credits would otherwise
 504 be subject to a post-certification remedy, such tax credits shall not be
 505 subject to any post-certification remedy and the sole and exclusive
 506 remedy of the commission and the commissioner shall be to seek
 507 collection of the amount of such tax credits from the digital animation
 508 production company that committed the fraud or misrepresentation,
 509 not from any transferee of the tax credits.

510 Sec. 16. Subsection (d) of section 1 of special act 99-8, as amended by
 511 section 89 of public act 01-9 of the June special session, section 205 of
 512 public act 03-6 of the June 30 special session, and section 3 of public act
 513 05-3 of the June special session, is amended to read as follows (*Effective*
 514 *from passage*):

515 (d) The pilot program established under this section shall terminate
 516 September 20, [2007] 2009.

517 Sec. 17. Subdivision (2) of subsection (a) of section 31-236 of the
 518 general statutes is repealed and the following is substituted in lieu
 519 thereof (*Effective October 1, 2007*):

520 (2) (A) If, in the opinion of the administrator, the individual has left
 521 suitable work voluntarily and without good cause attributable to the
 522 employer, until such individual has earned at least ten times such
 523 individual's benefit rate, provided whenever an individual voluntarily
 524 leaves part-time employment under conditions that would render the
 525 individual ineligible for benefits, such individual's ineligibility shall be

526 limited as provided in subsection (b) of this section, if applicable, and
527 provided further, no individual shall be ineligible for benefits if the
528 individual leaves suitable work (i) for good cause attributable to the
529 employer, including leaving as a result of changes in conditions
530 created by the individual's employer, (ii) to care for a seriously ill
531 spouse or child, or parent domiciled with the individual, provided
532 such illness is documented by a licensed physician, (iii) due to the
533 discontinuance of transportation, other than the individual's
534 personally owned vehicle, used to get to and from work, provided no
535 reasonable alternative transportation is available, [or] (iv) to protect
536 the individual or a child domiciled with the individual from becoming
537 or remaining a victim of domestic violence, as defined in section 17b-
538 112a, provided such individual has made reasonable efforts to
539 preserve the employment, but the employer's account shall not at any
540 time be charged with respect to any voluntary leaving that falls under
541 subparagraph (A)(iv) of this subdivision, or (v) for a separation from
542 employment that occurs during the period beginning on July 1, 2007,
543 and ending on June 30, 2008, to accompany a spouse who is on active
544 duty with the armed forces of the United States and is required to
545 relocate by the armed forces, but the employer's account shall not at
546 any time be charged with respect to any voluntary leaving that falls
547 under subparagraph (A)(v) of this subdivision; or (B) if, in the opinion
548 of the administrator, the individual has been discharged or suspended
549 for felonious conduct, conduct constituting larceny of property or
550 service, the value of which exceeds twenty-five dollars, or larceny of
551 currency, regardless of the value of such currency, wilful misconduct
552 in the course of the individual's employment, or participation in an
553 illegal strike, as determined by state or federal laws or regulations,
554 until such individual has earned at least ten times the individual's
555 benefit rate; provided an individual who (i) while on layoff from
556 regular work, accepts other employment and leaves such other
557 employment when recalled by the individual's former employer, (ii)
558 leaves work that is outside the individual's regular apprenticeable
559 trade to return to work in the individual's regular apprenticeable trade,

560 (iii) has left work solely by reason of governmental regulation or
561 statute, or (iv) leaves part-time work to accept full-time work, shall not
562 be ineligible on account of such leaving and the employer's account
563 shall not at any time be charged with respect to such separation, unless
564 such employer has elected payments in lieu of contributions.

565 Sec. 18. Section 2-12 of the general statutes is repealed and the
566 following is substituted in lieu thereof (*Effective from passage*):

567 No bonus, gratuity or extra payment of any sort over and above the
568 amount agreed upon as the salary or wage for each employee at the
569 time of hiring or thereafter shall be voted or paid to any employee of
570 the General Assembly or of either house thereof from public funds.
571 Nothing [herein contained] in this section shall be deemed to prohibit
572 (1) the payment of extra or overtime pay for extra or overtime work in
573 accordance with a regularly established policy of any department, or
574 (2) the award of specified annual lump sum payments for meritorious
575 service, in accordance with an incentive plan established by the Joint
576 Committee on Legislative Management or any subcommittee of said
577 committee having cognizance of matters relating to personnel policies
578 and based on annual performance appraisals made by office directors,
579 or their designees, to nonpartisan employees of the General Assembly
580 whose salaries equal the maximum salary for their job classification
581 under the compensation plan for nonpartisan employees of the
582 General Assembly. The amount of any such lump sum payment shall
583 not be deemed an increase in salary.

584 Sec. 19. Section 56 of public act 07-4 of the June special session is
585 repealed and the following is substituted in lieu thereof (*Effective from*
586 *passage*):

587 A qualified biodiesel distributor shall not be eligible for a grant
588 pursuant to section 52 of [this act] public act 07-4 of the June special
589 session for purposes other than to assist with purchasing equipment or
590 constructing, modifying or retrofitting facilities, including, but not
591 limited to, the actual costs of creating storage and distribution capacity

592 for biodiesel during the month. [Such grants shall not] No grant issued
593 pursuant to said section 52 shall exceed fifty thousand dollars for any
594 one distributor at any one site. The Department of Economic and
595 Community Development, in consultation with the person, firm,
596 corporation or entity selected to implement the grant pursuant to
597 subsection (b) of section 52 of [this act] public act 07-4 of the June
598 special session, if applicable, shall create an application process and
599 guidelines for the administration of this grant provision.

600 Sec. 20. Subsection (e) of section 14-44 of the general statutes, as
601 amended by section 1 of public act 07-224, is repealed and the
602 following is substituted in lieu thereof (*Effective from passage*):

603 (e) Prior to issuing an operator's license bearing a school
604 endorsement or bearing the appropriate type of endorsement for
605 operation of a student transportation vehicle pursuant to subdivision
606 (4) of subsection (a) of this section, the commissioner shall require each
607 applicant to submit to state and national criminal history records
608 checks, conducted in accordance with section 29-17a, and a check of
609 the state child abuse and neglect registry established pursuant to
610 section 17a-101k. [for perpetrator information. The criminal history
611 records checks required pursuant to this subsection shall be conducted
612 in accordance with section 29-17a.] If notice of a state or national
613 criminal history record [or] is received, the commissioner may, subject
614 to the provisions of section 46a-80, refuse to issue an operator's license
615 bearing such endorsement and, in such case, shall immediately notify
616 the applicant, in writing, of such refusal. If notification that the
617 applicant is listed as a perpetrator of abuse on the state child abuse and
618 neglect registry established pursuant to section 17a-101k is received,
619 the commissioner may [, subject to the provisions of section 46a-80,]
620 refuse to issue an operator's license bearing such an endorsement and,
621 in such case, shall immediately notify the applicant, in writing, of such
622 refusal. The commissioner shall not issue a temporary operator's
623 license bearing a school endorsement or bearing the appropriate type
624 of endorsement for operation of a student transportation vehicle.

625 Sec. 21. Subsection (f) of section 17a-28 of the general statutes, as
626 amended by section 69 of public act 07-217, is repealed and the
627 following is substituted in lieu thereof (*Effective from passage*):

628 (f) The commissioner or the commissioner's designee shall, upon
629 request, promptly provide copies of records, without the consent of a
630 person, to (1) a law enforcement agency, (2) the Chief State's Attorney,
631 or the Chief State's Attorney's designee, or a state's attorney for the
632 judicial district in which the child resides or in which the alleged abuse
633 or neglect occurred, or the state's attorney's designee, for purposes of
634 investigating or prosecuting an allegation of child abuse or neglect, (3)
635 the attorney appointed to represent a child in any court in litigation
636 affecting the best interests of the child, (4) a guardian ad litem
637 appointed to represent a child in any court in litigation affecting the
638 best interests of the child, (5) the Department of Public Health, which
639 licenses any person to care for children for the purposes of
640 determining suitability of such person for licensure, subject to the
641 provisions of sections 17a-101g and 17a-101k, (6) any state agency
642 which licenses such person to educate or care for children pursuant to
643 section 10-145b or 17a-101j, subject to the provisions of sections 17a-
644 101g and 17a-101k concerning nondisclosure of findings of
645 responsibility for abuse and neglect, (7) the Governor, when requested
646 in writing, in the course of the Governor's official functions or the
647 Legislative Program Review and Investigations Committee, the joint
648 standing committee of the General Assembly having cognizance of
649 matters relating to the judiciary and the select committee of the
650 General Assembly having cognizance of matters relating to children
651 when requested in the course of said committees' official functions in
652 writing, and upon a majority vote of said committee, provided no
653 names or other identifying information shall be disclosed unless it is
654 essential to the legislative or gubernatorial purpose, (8) a local or
655 regional board of education, provided the records are limited to
656 educational records created or obtained by the state or Connecticut-
657 Unified School District #2, established pursuant to section 17a-37, (9) a
658 party in a custody proceeding under section 17a-112 or 46b-129, in the

659 Superior Court where such records concern a child who is the subject
 660 of the proceeding or the parent of such child, [and] (10) the Chief Child
 661 Protection Attorney, or his or her designee, for purposes of ensuring
 662 competent representation by the attorneys whom the Chief Child
 663 Protection Attorney contracts with to provide legal and guardian ad
 664 litem services to the subjects of such records and to ensure accurate
 665 payments for services rendered by such contract attorneys, and (11)
 666 the Department of Motor Vehicles, for purposes of checking the state's
 667 child abuse and neglect registry pursuant to subsection (e) of section
 668 14-44, as amended by this act. A disclosure under this section shall be
 669 made of any part of a record, whether or not created by the
 670 department, provided no confidential record of the Superior Court
 671 shall be disclosed other than the petition and any affidavits filed
 672 therewith in the superior court for juvenile matters, except upon an
 673 order of a judge of the Superior Court for good cause shown. The
 674 commissioner shall also disclose the name of any individual who
 675 cooperates with an investigation of a report of child abuse or neglect to
 676 such law enforcement agency or state's attorney for purposes of
 677 investigating or prosecuting an allegation of child abuse or neglect.
 678 The commissioner or the commissioner's designee shall, upon request,
 679 subject to the provisions of sections 17a-101g and 17a-101k, promptly
 680 provide copies of records, without the consent of the person, to (A) the
 681 Department of Public Health for the purpose of determining the
 682 suitability of a person to care for children in a facility licensed under
 683 sections 19a-77 to 19a-80, inclusive, 19a-82 to 19a-87, inclusive, and
 684 19a-87b, and (B) the Department of Social Services for determining the
 685 suitability of a person for any payment from the department for
 686 providing child care.

687 Sec. 22. Section 12-326b of the general statutes is repealed and the
 688 following is substituted in lieu thereof (*Effective January 1, 2008*):

689 (a) No [distributor or] dealer shall, with intent to injure competitors
 690 or destroy or substantially lessen competition, sell cigarettes in this
 691 state below cost and no [distributor or] dealer shall, with intent to

692 injure competitors or destroy or substantially lessen competition, buy
693 cigarettes in this state below cost.

694 (b) No distributor shall, with intent to injure competitors or destroy
695 or substantially lessen competition, sell cigarettes in this state below
696 cost and no distributor shall, with intent to injure competitors or
697 destroy or substantially lessen competition, buy cigarettes in this state
698 below cost.

699 (c) A violation of subsection (b) of this section shall be an unfair or
700 deceptive act or practice pursuant to subsection (a) of section 42-110b.

701 Sec. 23. Section 12-326g of the general statutes is repealed and the
702 following is substituted in lieu thereof (*Effective January 1, 2008*):

703 (a) Any dealer violating any provision of sections 12-326a to 12-
704 326h, inclusive, as amended by this act, shall be fined not more than
705 two hundred fifty dollars for the first offense and not more than five
706 hundred dollars for each subsequent offense.

707 (b) Any distributor violating any provision of sections 12-326a to 12-
708 326h, inclusive, as amended by this act, shall be fined not more than
709 one thousand dollars for the first offense, not more than five thousand
710 dollars for the second offense, and not more than ten thousand dollars
711 for each subsequent offense, except that, if the violation is of
712 subsection (b) of section 12-326b, as amended by this act, such
713 distributor shall be fined an additional one thousand dollars for each
714 carton of cigarettes sold or bought in violation of said subsection.

715 Sec. 24. Subsection (c) of section 12-295 of the general statutes is
716 repealed and the following is substituted in lieu thereof (*Effective*
717 *January 1, 2008*):

718 (c) If the commissioner finds, after a hearing as provided in
719 subsection (a) of this section, that a distributor has violated any
720 provision of sections 12-326a to 12-326h, inclusive, as amended by this
721 act, the commissioner shall (1) for a first violation, suspend such

722 distributor's license for not less than seven days and assess a civil
 723 penalty of not more than ten thousand dollars, (2) for a second
 724 violation within a five-year period, suspend such distributor's license
 725 for not less than thirty days and assess a civil penalty of not more than
 726 twenty-five thousand dollars, and (3) for a subsequent violation within
 727 a five-year period, revoke such distributor's license and assess a civil
 728 penalty of not more than fifty thousand dollars, except that if the
 729 violation is of subsection (b) of section 12-326b, as amended by this act,
 730 the commissioner shall assess an additional civil penalty of one
 731 thousand dollars for each carton of cigarettes sold or bought in
 732 violation of said subsection. The commissioner shall order such
 733 distributor to conspicuously post a notice in a public place stating that
 734 cigarettes cannot be sold during the period of such suspension and the
 735 reason therefor. Any sale of cigarettes by such distributor during the
 736 period of such suspension shall be deemed an additional violation of
 737 said sections.

738 Sec. 25. Section 17b-261g of the general statutes is repealed and the
 739 following is substituted in lieu thereof (*Effective from passage*):

740 [The] To the extent permitted by federal law, the Commissioner of
 741 Social Services shall provide reimbursement under the [HUSKY Plan,
 742 Part A] Medicaid program to children for physical therapy,
 743 occupational therapy and speech therapy services provided by a home
 744 health care agency, as defined in section 19a-490, in the child's home or
 745 a substantially equivalent environment. For purposes of such
 746 reimbursement, a substantially equivalent environment may include,
 747 but not be limited to, facilities that provide child day care services, as
 748 defined in subsection (a) of section 19a-77, and after school programs,
 749 as defined in section 10-16x.

750 Sec. 26. Subsection (b) of section 17b-265e of the general statutes, as
 751 amended by section 4 of public act 07-2 of the June special session, is
 752 repealed and the following is substituted in lieu thereof (*Effective from*
 753 *passage*):

754 (b) Assistance provided in accordance with the provisions of
755 subsection (a) of this section shall be subject to available funds. All
756 expenditures for prescription drugs under subsection (a) of this section
757 shall be charged to the Medicare Part D Supplemental Needs Fund.
758 [For each fiscal year, such expenditures shall not exceed the amount
759 appropriated to the Department of Social Services in section 1 of public
760 act 06-186 for the Medicare Part D Supplemental Needs Fund.]

761 Sec. 27. Subsection (a) of section 10a-179 of the general statutes is
762 repealed and the following is substituted in lieu thereof (*Effective from*
763 *passage*):

764 (a) There is created a body politic and corporate to be known as the
765 "State of Connecticut Health and Educational Facilities Authority".
766 Said authority is constituted a public instrumentality and political
767 subdivision of the state and the exercise by the authority of the powers
768 conferred by this chapter shall be deemed and held to be the
769 performance of an essential public and governmental function.
770 Notwithstanding the provisions of the general statutes or any public or
771 special act, the board of directors of said authority shall consist of ten
772 members, two of whom shall be the Secretary of the Office of Policy
773 and Management and the State Treasurer, ex officio, and eight of
774 whom shall be residents of the state appointed by the Governor, not
775 more than four of such appointed members to be members of the same
776 political party. Three of the appointed members shall be current or
777 retired trustees, directors, officers or employees of institutions for
778 higher education, two of the appointed members shall be current or
779 retired trustees, directors, officers or employees of health care
780 institutions and one of such appointed members shall be a person
781 having a favorable reputation for skill, knowledge and experience in
782 state and municipal finance, either as a partner, officer or employee of
783 an investment banking firm which originates and purchases state and
784 municipal securities, or as an officer or employee of an insurance
785 company or bank whose duties relate to the purchase of state and
786 municipal securities as an investment and to the management and

787 control of a state and municipal securities portfolio. On or before the
788 first day of July, annually, the Governor shall appoint a member or
789 members to succeed those whose terms expire, each for a term of five
790 years and until a successor is appointed and has qualified. The
791 Governor shall fill any vacancy for the unexpired term. A member of
792 the board shall be eligible for reappointment. Any member of the
793 board may be removed by the Governor for misfeasance, malfeasance
794 or wilful neglect of duty. Each member of the board shall take and
795 subscribe the oath or affirmation required by article XI, section 1, of the
796 State Constitution prior to assuming such office. A record of each such
797 oath shall be filed in the office of the Secretary of the State. Each ex-
798 officio member may designate his deputy or any member of his staff to
799 represent him as a member at meetings of the board with full power to
800 act and vote in his behalf.

801 Sec. 28. (*Effective from passage*) For the fiscal years ending June 30,
802 2008, and June 30, 2009, up to \$100,000 of the amounts appropriated to
803 the Department of Education in sections 1 and 11 of public act 07-1 of
804 the June special session, for the Early Childhood Advisory Cabinet,
805 may be used to support the Annie E. Casey Foundation's Leadership in
806 Action Program.

807 Sec. 29. (NEW) (*Effective from passage*) The Department of
808 Agriculture shall, within available appropriations, make payments, in
809 such manner as determined by the Commissioner of Agriculture, to
810 dairy farmers operating in this state to offset the low milk prices paid
811 to such farmers during the period from January 1, 2006, to December
812 31, 2006, inclusive. The commissioner shall calculate any payment
813 made to a dairy farmer under this section on the basis of the amount of
814 milk produced by such farmer during said period.

815 Sec. 30. Subsection (e) of section 14-10 of the general statutes, as
816 amended by section 6 of public act 07-167, is repealed and the
817 following is substituted in lieu thereof (*Effective October 1, 2007*):

818 (e) In the event (1) a federal court judge, federal court magistrate or

819 judge of the Superior Court, Appellate Court or Supreme Court of the
 820 state, (2) a member of a municipal police department or a member of
 821 the Division of State Police within the Department of Public Safety, (3)
 822 an employee of the Department of Correction, (4) an attorney-at-law
 823 who represents or has represented the state in a criminal prosecution,
 824 (5) a member or employee of the Board of Pardons and Paroles, (6) a
 825 judicial branch employee regularly engaged in court ordered
 826 enforcement or investigatory activities, (7) a federal law enforcement
 827 officer who works and resides in this state, or (8) a state referee [, as
 828 defined in] under section 52-434 submits a written request and
 829 furnishes such individual's business address to the commissioner, such
 830 business address only shall be disclosed or available for public
 831 inspection to the extent authorized by this section.

832 Sec. 31. Section 14-103a of the general statutes, as amended by
 833 sections 10 and 43 of public act 07-167, is repealed and the following is
 834 substituted in lieu thereof (*Effective October 1, 2007*):

835 Any motor vehicle [,] that (1) has been reconstructed, [or] (2) is
 836 composed or assembled from the several parts of other motor vehicles,
 837 [or] (3) the identification and body contours of which are so altered
 838 that the vehicle no longer bears the characteristics of any specific make
 839 of motor vehicle, or (4) has been declared a total loss by any insurance
 840 carrier and subsequently reconstructed, shall be inspected by the
 841 commissioner to determine whether the vehicle is properly equipped,
 842 in good mechanical condition and in the possession of its lawful
 843 owner. Such vehicle shall be presented for inspection at any
 844 Department of Motor Vehicles office to conduct such inspection. The
 845 commissioner may require any person presenting any such
 846 reassembled, altered or reconstructed vehicle for inspection to provide
 847 proof of lawful purchase of any major component parts not part of the
 848 vehicle when first sold by the manufacturer. The fee for such
 849 inspection shall be eighty-eight dollars. The inspection fee shall be in
 850 addition to regular registration fees. As used in this section,
 851 "reconstructed" refers to [every] each motor vehicle materially altered

852 from its original construction by the removal, addition or substitution
853 of essential parts, new or used.

854 Sec. 32. Section 24 of public act 07-167 is repealed and the following
855 is substituted in lieu thereof (*Effective from passage*):

856 The Commissioner of Motor Vehicles, at the request of any
857 immediate family member, shall issue a special certificate of
858 registration and a set of number plates memorializing [Connecticut
859 service members who were killed in the line of duty. Said] residents of
860 this state who were killed in action while performing active military
861 duty with the armed forces, as defined in section 27-103 of the general
862 statutes. Such registration and number plates shall be available for any
863 motor vehicle owned or leased for a period of at least one year. [Said]
864 Such number plates shall expire and be renewed as provided in section
865 14-22 of the general statutes. The commissioner shall charge a fee for
866 such plates which shall cover the entire cost of making [the same] such
867 plates and which shall be in addition to the fee for registration of such
868 motor vehicle. Such plates shall bear the words "Gold Star Family",
869 and the design of such plates shall be approved by a committee
870 established by the commissioner. For the purposes of this section,
871 "immediate family member" includes a spouse, mother, father, brother,
872 sister, child, grandmother or grandfather of a resident of this state who
873 was killed in action while performing active military duty with the
874 armed forces, as defined in section 27-103 of the general statutes.

875 Sec. 33. Section 30-89 of the general statutes, as amended by section
876 49 of public act 07-167, is repealed and the following is substituted in
877 lieu thereof (*Effective from passage*):

878 (a) Any person to whom the sale of alcoholic liquor is by law
879 forbidden who purchases or attempts to purchase such liquor or who
880 makes any false statement for the purpose of procuring such liquor
881 shall be fined not less than two hundred [nor] or more than five
882 hundred dollars.

883 (b) Any minor who possesses any alcoholic liquor [on] (1) on any
884 public street or highway, or (2) in any other public or private location,
885 shall, for a first offense, have committed an infraction and for any
886 subsequent offense, be fined not less than two hundred dollars or more
887 than five hundred dollars.

888 (c) The provisions of subsection (b) [.] of this section shall not apply
889 to (1) a person over age eighteen who is an employee or permit holder
890 under section 30-90a and who possesses alcoholic liquor in the course
891 of such person's employment or business, (2) a minor who possesses
892 alcoholic liquor on the order of a practicing physician, or (3) a minor
893 who possesses alcoholic liquor while accompanied by a parent,
894 guardian or spouse of the minor, who has attained the age of twenty-
895 one. Nothing in this subsection shall be construed to burden a person's
896 exercise of religion under section 3 of article first of the Constitution of
897 the state in violation of subsection (a) of section 52-571b.

898 Sec. 34. Section 22a-66l of the general statutes, as amended by
899 section 5 of public act 07-168, is repealed and the following is
900 substituted in lieu thereof (*Effective October 1, 2007*):

901 (a) Each state department, agency or institution shall use integrated
902 pest management at facilities under its control if the Commissioner of
903 Environmental Protection has provided model pest control
904 management plans pertinent to such facilities.

905 (b) Each state agency or school which enters into a contract for
906 services for pest control and pesticide application may revise and
907 maintain its bidding procedures to require contractors to supply
908 integrated pest management services.

909 (c) The Commissioner of Environmental Protection shall, within
910 available appropriations, annually review a sampling of state
911 department, agency, school or institution pest control management
912 plans required by regulations adopted under subsection (e) of this
913 section or section 10-231b, as amended by [this act] public act 07-168,

914 and may review any application of pesticides to determine whether a
915 state department, agency, school or institution acted in accordance
916 with subsection (a) of this section.

917 (d) The Commissioner of Environmental Protection may provide
918 model pest control management plans which incorporate integrated
919 pest management for each appropriate category of commercial
920 pesticide certification which it offers. The commissioner shall, within
921 available resources, notify municipalities, school boards, and other
922 political subdivisions of the state of the availability of the model plans
923 for their use. The Commissioner of Environmental Protection shall
924 consult with any state agency head in the development of any such
925 plan for properties in the custody or control of such agency head.

926 (e) The Commissioner of Environmental Protection, in consultation
927 with the Commissioner of Public Health, shall adopt regulations, in
928 accordance with the provisions of chapter 54, establishing
929 requirements for the application of pesticides by any state department,
930 agency or institution. Such [regulation] regulations shall include
931 provisions for integrated pest management methods to reduce the
932 amount of pesticides used. Notwithstanding the provisions of this
933 section and any regulations adopted under this section, a pesticide
934 may be applied if the Commissioner of Public Health determines there
935 is a public health emergency or the Commissioner of Environmental
936 Protection determines that such application is necessary for control of
937 mosquitoes.

938 (f) The Commissioner of Environmental Protection shall develop
939 and implement a program to inform the public of the principles of
940 integrated pest management and to encourage its application in
941 private properties.

942 Sec. 35. Subdivision (12) of section 22-380e of the general statutes, as
943 amended by section 2 of public act 07-105, is repealed and the
944 following is substituted in lieu thereof (*Effective October 1, 2007*):

945 (12) ["Low income person"] "Low-income person" means a recipient
946 of or a person eligible for one of the following public assistance
947 programs:

948 (A) The food stamp program authorized by Title XIII of the federal
949 Food and Agriculture Act of 1977, 7 USC 2011 et seq.;

950 (B) The federal Temporary Assistance for Needy Families Act
951 authorized by 42 USC 601 et seq.;

952 (C) The Medicaid program authorized by Title [IX] XIX of the
953 federal Social Security Act; [, 42 USC 1381;]

954 (D) The HUSKY [Medicaid] Plan Part A;

955 (E) The [state] medical assistance or cash assistance components of
956 the state-administered general assistance program;

957 (F) The state supplement program; or

958 (G) Any other public assistance program that the commissioner
959 determines to qualify a person as [low income] a low-income person.

960 Sec. 36. Subsection (c) of section 22-380g of the general statutes, as
961 amended by section 4 of public act 07-105, is repealed and the
962 following is substituted in lieu thereof (*Effective October 1, 2007*):

963 (c) Not more than ten per cent of the funds deposited in the animal
964 population control account in accordance with subsection (f) of section
965 14-21h, subsection (a) of section 22-338, as amended by [this act] public
966 act 07-105, section 22-380f, as amended by [this act] public act 07-105,
967 and section 22-380l shall be used for the sterilization and vaccination of
968 dogs and cats owned by a low-income person [in accordance with]
969 pursuant to the program established under subdivision [(4)] (5) of
970 subsection (a) of this section.

971 Sec. 37. Section 3 of public act 07-154 is repealed and the following is
972 substituted in lieu thereof (*Effective September 1, 2007*):

973 On or before February 11, 2008, the municipalities participating in
 974 the pilot program established in section 1 of [this act] public act 07-154
 975 shall submit a joint report in accordance with the provisions of section
 976 11-4a of the general statutes to the joint standing committee of the
 977 General Assembly having cognizance of matters relating to the
 978 environment on the status of the pilot program. [Said] Such report
 979 shall include, but not be limited to: (1) The municipalities'
 980 recommendation on [municipalities'] whether further legislation is
 981 necessary to grant stormwater authorities the additional powers to
 982 issue bonds, notes or other evidences of debt, (2) a map showing the
 983 geographic boundaries of the stormwater authority district, (3)
 984 information concerning the purpose and amount of any assessments
 985 recommended to fund the municipal stormwater authority, and (4) any
 986 other information that the commissioner requests pursuant to the
 987 grant agreement entered into between the commissioner and the
 988 municipality in accordance with section 2 of [this act] public act 07-154.

989 Sec. 38. Subsection (e) of section 17a-126 of the general statutes, as
 990 amended by section 1 of public act 07-174, is repealed and the
 991 following is substituted in lieu thereof (*Effective October 1, 2007*):

992 (e) The commissioner shall adopt regulations, in accordance with
 993 chapter 54, implementing the subsidized guardianship program
 994 established under this section. Such regulations shall require, as a
 995 prerequisite to payment of a guardianship subsidy for the benefit of a
 996 minor child, that a home study report be filed with the court having
 997 jurisdiction of the case of the minor not later than fifteen days after the
 998 date of the request for a subsidy, provided [that] no such report shall
 999 be required to be filed if a report has previously been provided to the
 1000 court or if the caregiver has been determined to be a certified relative
 1001 caregiver by the commissioner. The regulations shall also establish a
 1002 procedure comparable to that for the subsidized adoption program to
 1003 determine the types and amounts of subsidy to be granted by the
 1004 commissioner as provided in subsection [(c)] (d) of this section, for
 1005 annual review of the subsidy as provided in subsection [(e)] (f) of this

1006 section and for appeal from decisions by the commissioner denying,
1007 modifying or terminating such subsidies.

1008 Sec. 39. Subparagraph (A) of subdivision (3) of subsection (a) of
1009 section 2 of public act 07-141 is repealed and the following is
1010 substituted in lieu thereof (*Effective from passage*):

1011 (A) No parcel of real property may be acquired by eminent domain
1012 under [this] section 8-128 of the general statutes, as amended by public
1013 act 07-141, pursuant to a redevelopment plan under chapter 130 of the
1014 general statutes, except by approval by vote of a majority of the
1015 members of the redevelopment agency. Such approval shall be by (i)
1016 separate vote on each parcel of real property to be acquired, or (ii) a
1017 vote on one or more groups of such parcels, provided each parcel to be
1018 acquired is identified for the purposes of a vote on a group of such
1019 parcels under this subparagraph. The redevelopment agency shall not
1020 approve the use of eminent domain unless the redevelopment agency
1021 has (I) considered the benefits to the public and any private entity that
1022 will result from the redevelopment project and determined that the
1023 public benefits outweigh any private benefits, (II) determined that the
1024 current use of the real property cannot be feasibly integrated into the
1025 overall redevelopment plan, and (III) determined that the acquisition
1026 of the real property by eminent domain is reasonably necessary to
1027 successfully achieve the objectives of the redevelopment plan.

1028 Sec. 40. Subdivision (4) of subsection (a) of section 2 of public act 07-
1029 141 is repealed and the following is substituted in lieu thereof (*Effective*
1030 *from passage*):

1031 (4) The owner-occupant of property acquired by eminent domain
1032 under [this] section 8-128 of the general statutes, as amended by public
1033 act 07-141, pursuant to a redevelopment plan under chapter 130 of the
1034 general statutes, may file an application in the superior court for the
1035 judicial district in which the municipality is located to enjoin the
1036 acquisition of such property. The court may issue such injunction if the
1037 court finds that the redevelopment agency failed to comply with the

1038 requirements of [this] chapter 130 of the general statutes. The filing of
1039 an application to enjoin the acquisition of property by eminent
1040 domain, in a court of competent jurisdiction, shall toll the five-year
1041 period or ten-year period set forth in subparagraph (C) of subdivision
1042 (3) of this subsection with respect to such property until the date a final
1043 judgment is entered in any such action, or any appeal thereof,
1044 whichever date is later.

1045 Sec. 41. Subsection (b) of section 2 of public act 07-141 is repealed
1046 and the following is substituted in lieu thereof (*Effective from passage*):

1047 (b) (1) With respect to real property acquired by eminent domain
1048 [pursuant to this section] on or after the effective date of this section
1049 under section 8-128 of the general statutes, as amended by public act
1050 07-141, pursuant to a redevelopment plan under chapter 130 of the
1051 general statutes, if the municipality does not use the real property for
1052 the purpose for which it was acquired or for some other public use and
1053 seeks to sell the property, the municipality shall first offer the real
1054 property for sale pursuant to subdivision (2) of this subsection to the
1055 person from whom the real property was acquired, or heirs of the
1056 person designated pursuant to subdivision (2) of this subsection, if
1057 any, for a price not to exceed the lesser of (A) the amount paid by the
1058 redevelopment agency to acquire the property, or (B) the fair market
1059 value of the property at the time of any sale under this subsection.
1060 After the municipality provides notice pursuant to subdivision (2) of
1061 this subsection, the municipality may not sell such property to a third
1062 party unless the municipality has permitted the person or named heirs
1063 six months during which to exercise the right to purchase the property,
1064 and an additional six months to finalize the purchase if the person or
1065 named heirs provide the municipality with notice of intent to purchase
1066 the property within the initial six-month period.

1067 (2) For the purposes of any offer of sale pursuant to this subsection,
1068 the municipality shall provide a form to any person whose property is
1069 acquired by eminent domain pursuant to [this] section 8-128 of the

1070 general statutes, as amended by public act 07-141, pursuant to a
1071 redevelopment plan under chapter 130 of the general statutes, to
1072 permit such person to provide an address for notice of sale to be sent,
1073 or to provide the name and address of an agent to receive such notice.
1074 Such form shall be designed to permit the person to designate heirs of
1075 the person who shall be eligible to purchase such property pursuant to
1076 this subsection. The person or agent shall update information in the
1077 form in writing. If the person or agent does not provide or update the
1078 information in the form in a manner that permits the municipality to
1079 send notice of sale pursuant to this subsection, no such notice shall be
1080 required.

1081 (3) With respect to a redevelopment plan for a project that is funded
1082 in whole or in part by federal funds, the provisions of this subsection
1083 shall not apply to the extent that such provisions are prohibited by
1084 federal law.

1085 Sec. 42. Section 11 of public act 07-143 is repealed and the following
1086 is substituted in lieu thereof (*Effective from passage*):

1087 (a) Notwithstanding any other rule of evidence or provision of law,
1088 a statement by a child under thirteen years of age relating to a sexual
1089 offense committed against that child, or an offense involving physical
1090 abuse committed against that child by a person or persons who had
1091 authority or apparent authority over the child, shall be admissible in a
1092 criminal [] or juvenile [or civil] proceeding if: (1) The court finds, in a
1093 hearing conducted outside the presence of the jury, if any, that the
1094 circumstances of the statement, including its timing and content,
1095 provide particularized guarantees of its trustworthiness, (2) the
1096 statement was not made in preparation for a legal proceeding, (3) the
1097 proponent of the statement makes known to the adverse party an
1098 intention to offer the statement and the particulars of the statement
1099 including the content of the statement, the approximate time, date and
1100 location of the statement, the person to whom the statement was made
1101 and the circumstances surrounding the statement that indicate its

1102 trustworthiness, at such time as to provide the adverse party with a
1103 fair opportunity to prepare to meet it, and (4) either (A) the child
1104 testifies and is subject to cross-examination at the proceeding, or (B)
1105 the child is unavailable as a witness and (i) there is independent
1106 nontestimonial corroborative evidence of the alleged act, and (ii) the
1107 statement was made prior to the defendant's arrest or institution of
1108 juvenile proceedings in connection with the act described in the
1109 statement.

1110 (b) Nothing in this section shall be construed to (1) prevent the
1111 admission of any statement under another hearsay exception, (2) allow
1112 broader definitions in other hearsay exceptions for statements made by
1113 children under thirteen years of age at the time of the statement
1114 concerning any alleged act described in subsection (a) of this section
1115 than is done for other declarants, or (3) allow the admission pursuant
1116 to the residual hearsay exception of a statement described in
1117 subsection (a) of this section.

1118 Sec. 43. Subsection (a) of section 14-41 of the general statutes, as
1119 amended by section 32 of public act 07-167 and section 94 of public act
1120 07-1 of the June special session, is repealed and the following is
1121 substituted in lieu thereof (*Effective October 1, 2007*):

1122 (a) Except as provided in section 14-41a, each motor vehicle
1123 operator's license shall be renewed every six years or every four years
1124 on the date of the operator's birthday in accordance with a schedule to
1125 be established by the commissioner. On and after July 1, 2009, the
1126 Commissioner of Motor Vehicles shall screen the vision of each motor
1127 vehicle operator prior to every other renewal of the operator's license
1128 of such operator in accordance with a schedule adopted by the
1129 commissioner. Such screening requirement shall apply to every other
1130 renewal following the initial screening. In lieu of the vision screening
1131 by the commissioner, such operator may submit the results of a vision
1132 screening conducted by a licensed health care professional qualified to
1133 conduct such screening on a form prescribed by the commissioner

1134 during the twelve months preceding such renewal. No motor vehicle
1135 operator's license may be renewed unless the operator passes such
1136 vision screening. The commissioner shall adopt regulations, in
1137 accordance with the provisions of chapter 54, to implement the
1138 provisions of this subsection related to the administration of vision
1139 screening.

1140 Sec. 44. Subdivision (3) of subsection (e) of section 10-16p of the
1141 general statutes, as amended by section 17 of public act 07-3 of the June
1142 special session, is repealed and the following is substituted in lieu
1143 thereof (*Effective from passage*):

1144 (3) If funds appropriated for the purposes of subsection (c) of this
1145 section are not expended, the Commissioner of Education may use
1146 such unexpended funds to support local school readiness programs.
1147 The commissioner may use such funds for purposes including, but not
1148 limited to, (A) assisting local school readiness programs in meeting
1149 and maintaining accreditation requirements, (B) providing training in
1150 implementing the preschool assessment and curriculum frameworks,
1151 including training to enhance literacy teaching skills, (C) developing a
1152 state-wide preschool curriculum, (D) developing student assessments
1153 for students in grades kindergarten to two, inclusive, (E) developing
1154 and implementing best practices for parents in supporting preschool
1155 and kindergarten student learning, (F) developing and implementing
1156 strategies for children to transition from preschool to kindergarten,
1157 [and] (G) providing for professional development, including assisting
1158 in career ladder advancement, for school readiness staff, and (H)
1159 providing supplemental grants to other towns that are eligible for
1160 grants pursuant to subsection (c) of this section.

1161 Sec. 45. Subsection (c) of section 10-264l of the general statutes, as
1162 amended by section 40 of public act 07-3 of the June special session, is
1163 repealed and the following is substituted in lieu thereof (*Effective from*
1164 *passage*):

1165 (c) (1) The maximum amount each interdistrict magnet school

1166 program, except those described in subparagraphs (A) and (B) of
1167 subdivision (3) of this subsection, shall be eligible to receive per
1168 enrolled student who is not a resident of the town operating the
1169 magnet school shall be [determined as follows: For each participating
1170 district whose magnet school program enrollment is greater than fifty-
1171 five per cent of the magnet school program total enrollment.] (A) six
1172 thousand sixteen dollars for the fiscal year ending June 30, 2008, (B) six
1173 thousand seven hundred thirty dollars for the fiscal year ending June
1174 30, 2009, (C) seven thousand four hundred forty dollars for the fiscal
1175 year ending June 30, 2010, and (D) eight thousand one hundred fifty-
1176 eight dollars for the fiscal year ending June 30, 2011. The per pupil
1177 grant for each enrolled student who is a resident of the town operating
1178 the magnet school program shall be three thousand dollars for the
1179 fiscal year ending June 30, 2008, and each fiscal year thereafter.

1180 (2) For the fiscal year ending June 30, 2003, and each fiscal year
1181 thereafter, the commissioner may, within available appropriations,
1182 provide supplemental grants for the purposes of enhancing
1183 educational programs in such interdistrict magnet schools, as the
1184 commissioner determines. Such grants shall be made after the
1185 commissioner has reviewed and approved the total operating budget
1186 for such schools, including all revenue and expenditure estimates.

1187 (3) (A) Each interdistrict magnet school operated by a regional
1188 educational service center that enrolls less than fifty-five per cent of the
1189 school's students from a single town shall receive a per pupil grant in
1190 the amount of (i) six thousand two hundred fifty dollars for the fiscal
1191 year ending June 30, 2006, (ii) six thousand five hundred dollars for the
1192 fiscal year ending June 30, 2007, (iii) seven thousand sixty dollars for
1193 the fiscal year ending June 30, 2008, (iv) seven thousand six hundred
1194 twenty dollars for the fiscal year ending June 30, 2009, (v) eight
1195 thousand one hundred eighty dollars for the fiscal year ending June 30,
1196 2010, and (vi) eight thousand seven hundred forty-one dollars for the
1197 fiscal year ending June 30, 2011.

1198 (B) Each interdistrict magnet school operated by a regional
1199 educational service center that enrolls at least fifty-five per cent of the
1200 school's students from a single town shall receive a per pupil grant for
1201 each enrolled student who is not a resident of the district that enrolls at
1202 least fifty-five per cent of the school's students in the amount of (i) six
1203 thousand sixteen dollars for the fiscal year ending June 30, 2008, (ii) six
1204 thousand seven hundred thirty dollars for the fiscal year ending June
1205 30, 2009, (iii) seven thousand four hundred forty dollars for the fiscal
1206 year ending June 30, 2010, and (iv) eight thousand one hundred fifty-
1207 eight dollars for the fiscal year ending June 30, 2011. The per pupil
1208 grant for each enrolled student who is a resident of the district that
1209 enrolls at least fifty-five per cent of the school's students shall be three
1210 thousand dollars.

1211 (C) Each interdistrict magnet school operated by a regional
1212 educational service center that enrolls at least fifty-five per cent of the
1213 school's students from a single town shall receive a per pupil grant in
1214 an amount that is at least three thousand dollars for the fiscal year
1215 ending June 30, 2006, and for each fiscal year thereafter.

1216 (4) The amounts of the grants determined pursuant to this
1217 subsection shall be proportionately adjusted, if necessary, within
1218 available appropriations, and in no case shall any grant pursuant to
1219 this section exceed the reasonable operating budget of the interdistrict
1220 magnet school program, less revenues from other sources. Any
1221 interdistrict magnet school program operating less than full-time, but
1222 at least half-time, shall be eligible to receive a grant equal to sixty-five
1223 per cent of the grant amount determined pursuant to this subsection.

1224 ~~[(4)]~~ (5) Within available appropriations, the commissioner may
1225 make grants to regional educational service centers that provide
1226 summer school educational programs approved by the commissioner
1227 to students participating in the interdistrict magnet school program.

1228 Sec. 46. Subsection (e) of section 10-97 of the general statutes is
1229 repealed and the following is substituted in lieu thereof (*Effective from*

1230 *passage*):

1231 (e) For purposes of this section, a local or regional board of
1232 education shall not be required to expend for transporting a student to
1233 a regional vocational-technical school or a vocational-agriculture
1234 center an amount greater than [the foundation as defined in
1235 subdivision (9) of section 10-262f] six thousand dollars, except that a
1236 board of education shall continue to pay the reasonable and necessary
1237 costs of transporting a student who is enrolled in such a school or
1238 center on July 1, 1996, until such student completes the program at
1239 such school or center.

1240 Sec. 47. Subsections (f) and (g) of section 10-266p of the general
1241 statutes are repealed and the following is substituted in lieu thereof
1242 (*Effective from passage*):

1243 (f) In addition to the amounts allocated in subsection (a), and
1244 subsections (c) to (e), inclusive, of this section, for the fiscal year
1245 ending June 30, 2006, the State Board of Education shall allocate two
1246 million thirty-nine thousand six hundred eighty six dollars to the
1247 towns that rank one to three, inclusive, in population pursuant to
1248 subdivision (1) of said subsection (a), and for the fiscal year ending
1249 June 30, 2007, and for each fiscal year thereafter, the State Board of
1250 Education shall allocate two million six hundred ten thousand seven
1251 hundred ninety-eight dollars to the towns that rank one to three,
1252 inclusive, in population pursuant to subdivision (1) of said subsection
1253 (a).

1254 (g) In addition to the amounts allocated in subsection (a) and
1255 subsections (c) to (f), inclusive, of this section, for the fiscal year ending
1256 June 30, 2007, and each fiscal year thereafter, the State Board of
1257 Education shall allocate [six million] four million seven hundred fifty
1258 thousand nine hundred ninety dollars as follows: Each priority school
1259 district shall receive an allocation based on the ratio of the amount it is
1260 eligible to receive pursuant to subsection (a) and subsections (c) to (f),
1261 inclusive, of this section to the total amount all priority school districts

1262 are eligible to receive pursuant to said subsection (a) and said
1263 subsections (c) to (f), inclusive.

1264 Sec. 48. Subdivisions (35) and (36) of section 10-262f of the general
1265 statutes, as amended by section 61 of public act 07-3 of the June special
1266 session, are repealed and the following is substituted in lieu thereof
1267 (*Effective from passage*):

1268 (35) "Current program expenditures" means (A) total current
1269 educational expenditures less (B) expenditures for (i) land and capital
1270 building expenditures, and equipment otherwise supported by a state
1271 grant pursuant to chapter 173, including debt service, provided, with
1272 respect to debt service, the principal amount of any debt incurred to
1273 pay an expense otherwise includable in [regular] current program
1274 expenditures may be included as part of [regular] current program
1275 expenditures in annual installments in accordance with a schedule
1276 approved by the Department of Education based upon substantially
1277 equal principal payments over the life of the debt, (ii) health services
1278 for nonpublic school children, and (iii) adult education, (C)
1279 expenditures directly attributable to (i) state grants received by or on
1280 behalf of school districts except grants for the categories of
1281 expenditures listed in subparagraphs (B)(i) to (B)(iii), inclusive, of this
1282 subdivision and except grants received pursuant to section 10-262i and
1283 section 10-262c of the general statutes, revision of 1958, revised to
1284 January 1, 1987, and except grants received pursuant to chapter 173,
1285 (ii) federal grants received by or on behalf of school districts except for
1286 adult education and federal impact aid, and (iii) receipts from the
1287 operation of child nutrition services and student activities services, (D)
1288 expenditures of funds from private and other sources, and (E) tuition
1289 received on account of nonresident students. The town of Woodstock
1290 may include as part of the current expenses of its public schools for
1291 each school year the amount expended for current expenses in that
1292 year by Woodstock Academy from income from its endowment funds
1293 upon receipt from said academy of a certified statement of such
1294 current expenses. The town of Winchester may include as part of the

1295 current expenses of its public school for each school year the amount
1296 expended for current expenses in that year by the Gilbert School from
1297 income from its endowment funds upon receipt from said school of a
1298 certified statement of such current expenses.

1299 (36) "Current program expenditures per resident student" means, in
1300 any year, the current program expenditures of a town for such year
1301 divided by the number of resident students in the town for such school
1302 year. [provided for towns which are members of a kindergarten to
1303 grade twelve, inclusive, regional school district, "current program
1304 expenditures per resident student" means, in any year, the current
1305 program expenditures of such regional school district divided by the
1306 sum of the number of total resident students in all such member
1307 towns.]

1308 Sec. 49. Section 41 of public act 05-6 of the June special session is
1309 repealed and the following is substitute in lieu thereof (*Effective from*
1310 *passage*):

1311 [For the fiscal years ending June 30, 2005, to June 30, 2007, inclusive,
1312 the] The Commissioner of Education may provide grants for children
1313 in the Hartford program described in section 10-266aa of the general
1314 statutes to participate in an all day kindergarten program. In addition
1315 to the subsidy provided to the receiving district for educational
1316 services, such grants may be used for the provision of before and after-
1317 school care and remedial services for the kindergarten students
1318 participating in the program.

1319 Sec. 50. Section 48 of public act 05-245 of the general statutes is
1320 repealed and the following is substituted in lieu thereof (*Effective from*
1321 *passage*):

1322 Notwithstanding subdivision (3) of subsection (e) of section 10-16p
1323 of the general statutes, for the fiscal years ending June 30, 2008, and
1324 June 30, 2009, the Department of Education may retain up to one
1325 hundred ninety-eight thousand two hundred dollars of the amount

1326 appropriated for purposes of section 10-16p of the general statutes, as
1327 amended by this act, for coordination, program evaluation and
1328 administration.

1329 Sec. 51. Subsection (h) of section 10-265f of the general statutes is
1330 repealed and the following is substituted in lieu thereof (*Effective from*
1331 *passage*):

1332 (h) Notwithstanding the provisions of this section, for the fiscal
1333 [year] years ending June 30, [2007] 2008, and June 30, 2009, the amount
1334 available for the competitive grant program pursuant to this section
1335 shall be one million [seven] eight hundred [eighty-eight] fifty thousand
1336 [one] dollars and the maximum administrative amount shall not be
1337 more than three hundred fifty-three thousand six hundred forty-six
1338 dollars.

1339 Sec. 52. Subsection (e) of section 10-262i of the general statutes, as
1340 amended by section 63 of public act 07-3 of the June special session, is
1341 repealed and the following is substituted in lieu thereof (*Effective from*
1342 *passage*):

1343 (e) The percentage of the increase in aid pursuant to this section
1344 applicable under subsection (d) shall be the average of the results of (1)
1345 (A) a town's current program expenditures per resident student
1346 pursuant to subdivision (36) of section 10-262f, as amended by this act,
1347 subtracted from the highest current program expenditures per resident
1348 student in this state, (B) divided by the difference between the highest
1349 current program expenditures per resident student in this state and the
1350 lowest current program expenditures per resident student in this state,
1351 (C) multiplied by fifty per cent, (D) plus fifteen percentage points, (2)
1352 (A) a town's wealth pursuant to subdivision (26) of section 10-262f,
1353 subtracted from the wealth of the town with the highest wealth of all
1354 towns in this state, (B) divided by the difference between the wealth of
1355 the town with the highest wealth of all towns in this state and the
1356 wealth of the town with the lowest wealth of all towns in this state, (C)
1357 multiplied by fifty per cent, (D) plus fifteen percentage points, and (3)

1358 (A) a town's grant mastery percentage pursuant to subdivision (12) of
1359 section 10-262f, as amended by [this act] public act 07-3 of the June
1360 special session, subtracted from one, subtracted from one minus the
1361 grant mastery percentage of the town with the highest grant mastery
1362 percentage in this state, (B) divided by the difference between one
1363 minus the grant mastery percentage of the town with the highest grant
1364 mastery percentage in this state and one minus the grant mastery
1365 percentage of the town with the lowest grant mastery percentage in
1366 this state, (C) multiplied by fifty per cent, (D) plus fifteen percentage
1367 points. For any town whose school district is in its third year or more
1368 of being identified as in need of improvement pursuant to section 10-
1369 223e, and has failed to make adequate yearly progress in mathematics
1370 or reading at the whole district level, the percentage determined
1371 pursuant to this subsection for such town shall be increased by an
1372 additional twenty percentage points. [On] Notwithstanding any
1373 provision of the general statutes, charter, special act or home-rule
1374 ordinance, on or before September 15, 2007, for the fiscal year ending
1375 June 30, 2008, a town may request the Commissioner of Education to
1376 defer a portion of the town's increase in aid over the prior fiscal year
1377 pursuant to this section to be expended in the subsequent fiscal year. If
1378 the commissioner approves such request, the deferred amount shall be
1379 credited to the increase in aid for the fiscal year ending June 30, 2009,
1380 rather than the fiscal year ending June 30, 2008. Such funds shall be
1381 expended in the fiscal year ending June 30, 2009, in accordance with
1382 the provisions of this section. In no case shall a town be allowed to
1383 defer increases in aid required to be spent for education as a result of
1384 failure to make adequate yearly progress in accordance with the
1385 provisions of this subdivision.

1386 Sec. 53. Subdivision (6) of subsection (a) of section 10-262h of the
1387 general statutes, as amended by section 62 of public act 07-3 of the June
1388 special session, is repealed and the following is substituted in lieu
1389 thereof (*Effective from passage*):

1390 (6) For the fiscal year ending June 30, 1996, and each fiscal year

1391 thereafter, a grant in an amount equal to the amount of its target aid as
1392 described in subdivision (32) of section 10-262f except that such
1393 amount shall be capped in accordance with the following: (A) For the
1394 fiscal years ending June 30, 1996, June 30, 1997, June 30, 1998, and June
1395 30, 1999, for each town, the maximum percentage increase over its
1396 previous year's base revenue shall be the product of five per cent and
1397 the ratio of the wealth of the town ranked one hundred fifty-third
1398 when all towns are ranked in descending order to each town's wealth,
1399 provided no town shall receive an increase greater than five per cent.
1400 (B) For the fiscal years ending June 30, 2000, June 30, 2001, June 30,
1401 2002, June 30, 2003, and June 30, 2004, for each town, the maximum
1402 percentage increase over its previous year's base revenue shall be the
1403 product of six per cent and the ratio of the wealth of the town ranked
1404 one hundred fifty-third when all towns are ranked in descending order
1405 to each town's wealth, provided no town shall receive an increase
1406 greater than six per cent. (C) No such cap shall be used for the fiscal
1407 year ending June 30, 2005, or any fiscal year thereafter. (D) For the
1408 fiscal year ending June 30, 1996, for each town, the maximum
1409 percentage reduction from its previous year's base revenue shall be
1410 equal to the product of three per cent and the ratio of each town's
1411 wealth to the wealth of the town ranked seventeenth when all towns
1412 are ranked in descending order, provided no town's grant shall be
1413 reduced by more than three per cent. (E) For the fiscal years ending
1414 June 30, 1997, June 30, 1998, and June 30, 1999, for each town, the
1415 maximum percentage reduction from its previous year's base revenue
1416 shall be equal to the product of five per cent and the ratio of each
1417 town's wealth to the wealth of the town ranked seventeenth when all
1418 towns are ranked in descending order, provided no town's grant shall
1419 be reduced by more than five per cent. (F) For the fiscal year ending
1420 June 30, 2000, and each fiscal year thereafter, no town's grant shall be
1421 less than the grant it received for the prior fiscal year. (G) For each
1422 fiscal year prior to the fiscal year ending June 30, 2008, except for the
1423 fiscal year ending June 30, 2004, in addition to the amount determined
1424 pursuant to this subdivision, a town shall be eligible for a density

1425 supplement if the density of the town is greater than the average
1426 density of all towns in the state. The density supplement shall be
1427 determined by multiplying the density aid ratio of the town by the
1428 foundation level and the town's total need students for the prior fiscal
1429 year provided, for the fiscal year ending June 30, 2000, and each fiscal
1430 year thereafter, no town's density supplement shall be less than the
1431 density supplement such town received for the prior fiscal year. (H)
1432 For the fiscal year ending June 30, 1997, the grant determined in
1433 accordance with this subdivision for a town ranked one to forty-two
1434 when all towns are ranked in descending order according to town
1435 wealth shall be further reduced by one and two-hundredths of a per
1436 cent and such grant for all other towns shall be further reduced by
1437 fifty-six-hundredths of a per cent. (I) For the fiscal year ending June 30,
1438 1998, and each fiscal year thereafter, no town whose school district is a
1439 priority school district shall receive a grant pursuant to this
1440 subdivision in an amount that is less than the amount received under
1441 such grant for the prior fiscal year. (J) For the fiscal year ending June
1442 30, 2000, and each fiscal year through the fiscal year ending June 30,
1443 2003, no town whose school district is a priority school district shall
1444 receive a grant pursuant to this subdivision that provides an amount of
1445 aid per resident student that is less than the amount of aid per resident
1446 student provided under the grant received for the prior fiscal year. (K)
1447 For the fiscal year ending June 30, 1998, and each fiscal year thereafter,
1448 no town whose school district is a priority school district shall receive a
1449 grant pursuant to this subdivision in an amount that is less than
1450 seventy per cent of the sum of (i) the product of a town's base aid ratio,
1451 the foundation level and the town's total need students for the fiscal
1452 year prior to the year in which the grant is to be paid, (ii) the product
1453 of a town's supplemental aid ratio, the foundation level and the sum of
1454 the portion of its total need students count described in subparagraphs
1455 (B) and (C) of subdivision (25) of section 10-262f for the fiscal year
1456 prior to the fiscal year in which the grant is to be paid, and the
1457 adjustments to its resident student count described in subdivision (22)
1458 of said section 10-262f relative to length of school year and summer

1459 school sessions, and (iii) the town's regional bonus. (L) For the fiscal
1460 year ending June 30, 2000, and each fiscal year thereafter, no town
1461 whose school district is a transitional school district shall receive a
1462 grant pursuant to this subdivision in an amount that is less than forty
1463 per cent of the sum of (i) the product of a town's base aid ratio, the
1464 foundation level and the town's total need students for the fiscal year
1465 prior to the fiscal year in which the grant is to be paid, (ii) the product
1466 of a town's supplemental aid ratio, the foundation level and the sum of
1467 the portion of its total need students count described in subparagraphs
1468 (B) and (C) of subdivision (25) of section 10-262f for the fiscal year
1469 prior to the fiscal year in which the grant is to be paid, and the
1470 adjustments to its resident student count described in subdivision (22)
1471 of said section 10-262f relative to length of school year and summer
1472 school sessions, and (iii) the town's regional bonus. (M) For the fiscal
1473 year ending June 30, 2002, (i) each town whose target aid is capped
1474 pursuant to this subdivision shall receive a grant that includes a pro
1475 rata share of twenty-five million dollars based on the difference
1476 between its target aid and the amount of the grant determined with the
1477 cap, and (ii) all towns shall receive a grant that is at least 1.68 per cent
1478 greater than the grant they received for the fiscal year ending June 30,
1479 2001. (N) For the fiscal year ending June 30, 2003, (i) each town whose
1480 target aid is capped pursuant to this subdivision shall receive a pro
1481 rata share of fifty million dollars based on the difference between its
1482 target aid and the amount of the grant determined with the cap, and
1483 (ii) each town shall receive a grant that is at least 1.2 per cent more
1484 than its base revenue, as defined in subdivision (28) of section 10-262f.
1485 (O) For the fiscal year ending June 30, 2003, each town shall receive a
1486 grant that is at least equal to the grant it received for the prior fiscal
1487 year. (P) For the fiscal year ending June 30, 2004, (i) each town whose
1488 target aid is capped pursuant to this subdivision shall receive a grant
1489 that includes a pro rata share of fifty million dollars based on the
1490 difference between its target aid and the amount of the grant
1491 determined with the cap, (ii) each town's grant including the cap
1492 supplement shall be reduced by three per cent, (iii) the towns of

1493 Bridgeport, Hartford and New Haven shall each receive a grant that is
1494 equal to the grant such towns received for the prior fiscal year plus one
1495 million dollars, (iv) those towns described in clause (i) of this
1496 subparagraph shall receive a grant that includes a pro rata share of
1497 three million dollars based on the same pro rata basis as used in said
1498 clause (i), (v) towns whose school districts are priority school districts
1499 pursuant to subsection (a) of section 10-266p or transitional school
1500 districts pursuant to section 10-263c or who are eligible for grants
1501 under section 10-276a or 10-263d for the fiscal years ending June 30,
1502 2002, to June 30, 2004, inclusive, shall receive grants that are at least
1503 equal to the grants they received for the prior fiscal year, (vi) towns not
1504 receiving funds under clause (iii) of this subparagraph shall receive a
1505 pro rata share of any remaining funds based on their grant determined
1506 under this subparagraph. (Q) For the fiscal year ending June 30, 2005,
1507 (i) no town shall receive a grant pursuant to this subparagraph in an
1508 amount that is less than sixty per cent of the amount determined
1509 pursuant to the previous subparagraphs of this subdivision, (ii)
1510 notwithstanding the provisions of subparagraph (B) of this
1511 subdivision, each town shall receive a grant that is equal to the amount
1512 the town received for the prior fiscal year increased by twenty-three
1513 and twenty-seven hundredths per cent of the difference between the
1514 grant amount calculated pursuant to this subdivision and the amount
1515 the town received for the prior fiscal year, (iii) no town whose school
1516 district is a priority school district pursuant to subsection (a) of section
1517 10-266p shall receive a grant pursuant to this subdivision that is less
1518 than three hundred seventy dollars per resident student, and (iv) each
1519 town shall receive a grant that is at least the greater of the amount of
1520 the grant it received for the fiscal year ending June 30, 2003, or the
1521 amount of the grant it received for the fiscal year ending June 30, 2004,
1522 increased by seven tenths per cent, except that the town of Winchester
1523 shall not receive less than its fixed entitlement for the fiscal year
1524 ending June 30, 2003. (R) Notwithstanding the provisions of this
1525 subdivision, for the fiscal years ending June 30, 2006, and June 30,
1526 2007, each town shall receive a grant that is equal to the amount of the

1527 grant the town received for the fiscal year ending June 30, 2005,
 1528 increased by two per cent plus the amount specified in section 33 of
 1529 public act 05-245*, provided for the fiscal year ending June 30, 2007, no
 1530 town shall receive a grant in an amount that is less than sixty per cent
 1531 of the amount of its target aid as described in subdivision (32) of
 1532 section 10-262f. (S) For the fiscal year ending June 30, 2008, a grant in
 1533 an amount equal to the sum of (i) the town's base aid, and (ii)
 1534 seventeen and thirty-one one hundredths per cent of the difference
 1535 between the town's fully funded grant as described in subdivision (33)
 1536 of section 10-262f, as amended by [this act] public act 07-3 of the June
 1537 special session, and its base aid, except that such per cent shall be
 1538 adjusted for all towns so that no town shall receive a grant that is less
 1539 than the amount of the grant the town received for the fiscal year
 1540 ending June 30, 2007, increased by four and four tenths per cent. (T)
 1541 For the fiscal year ending June 30, 2009, a grant in an amount equal to
 1542 the sum of (i) the town's base aid, and (ii) twenty-three and three
 1543 tenths per cent of the difference between the fully funded grant as
 1544 described in said subdivision (33) of section 10-262f, and its base aid,
 1545 except that no town shall receive a grant that is less than the amount of
 1546 the grant the town received for the fiscal year ending June 30, 2008,
 1547 increased by four and four tenths per cent.

1548 Sec. 54. Subsection (c) of section 10-66ee of the general statutes, as
 1549 amended by section 11 of public act 07-3 of the June special session, is
 1550 repealed and the following is substituted in lieu thereof (*Effective from*
 1551 *passage*):

1552 (c) (1) The state shall pay in accordance with this subsection, to the
 1553 fiscal authority for a state charter school for each student enrolled in
 1554 such school, for the fiscal year ending June 30, 2006, seven thousand
 1555 six hundred twenty-five dollars, for the fiscal year ending June 30,
 1556 2007, eight thousand dollars, for the fiscal year ending June 30, 2008,
 1557 eight thousand six hundred fifty dollars, for the fiscal year ending June
 1558 30, 2009, nine thousand three hundred dollars. Such payments shall be
 1559 made as follows: Twenty-five per cent of the amount not later than

1560 July fifteenth and September fifteenth based on estimated student
1561 enrollment on May first, and twenty-five per cent of the amount not
1562 later than January fifteenth and the remaining amount not later than
1563 April fifteenth, each based on student enrollment on October first. If
1564 the total amount appropriated for grants pursuant to this subdivision
1565 exceeds eight thousand six hundred fifty dollars per student for the
1566 fiscal year ending June 30, 2008, and exceeds nine thousand three
1567 hundred dollars for the fiscal year ending June 30, 2009, the amount of
1568 such grants payable per student shall be increased proportionately,
1569 except that such per student increase shall not exceed seventy dollars.
1570 Any amount of such appropriation remaining after such per student
1571 increase may be used by the Department of Education for
1572 supplemental grants to interdistrict magnet schools pursuant to
1573 subdivision (2) of subsection (c) of section 10-264~~l~~, as amended by [this
1574 act, or] public act 07-3 of the June special session, to pay for a portion
1575 of the audit required pursuant to section 15 of [this act] public act 07-3
1576 of the June special session, to pay for expenses incurred by the
1577 Department of Education to ensure the continuity of a charter school
1578 where required by a court of competent jurisdiction and, in
1579 consultation with the Secretary of the Office of Policy and
1580 Management, to pay expenses incurred in the creation of a school
1581 pursuant to section 37 of public act 07-3 of the June special session. For
1582 the fiscal year ending June 30, 2005, such increase shall be limited to
1583 one hundred ten dollars per student. (2) In the case of a student
1584 identified as requiring special education, the school district in which
1585 the student resides shall: (A) Hold the planning and placement team
1586 meeting for such student and shall invite representatives from the
1587 charter school to participate in such meeting; and (B) pay the state
1588 charter school, on a quarterly basis, an amount equal to the difference
1589 between the reasonable cost of educating such student and the sum of
1590 the amount received by the state charter school for such student
1591 pursuant to subdivision (1) of this subsection and amounts received
1592 from other state, federal, local or private sources calculated on a per
1593 pupil basis. Such school district shall be eligible for reimbursement

1594 pursuant to section 10-76g. The charter school a student requiring
1595 special education attends shall be responsible for ensuring that such
1596 student receives the services mandated by the student's individualized
1597 education program whether such services are provided by the charter
1598 school or by the school district in which the student resides.

1599 Sec. 55. Section 28 of public act 07-242 is repealed and the following
1600 is substituted in lieu thereof (*Effective from passage*):

1601 An Energy Improvement District Board, in the exercise of its powers
1602 granted pursuant to sections 21 to 36, inclusive, of [this act] public act
1603 07-242, shall be for the benefit of the inhabitants of the state, for the
1604 increase of their commerce and for the promotion of their safety,
1605 health, welfare, convenience and prosperity, and as the operation and
1606 maintenance of any project which the board is authorized to undertake
1607 constitute the performance of an essential governmental function, no
1608 board shall be required to pay any taxes or assessments upon any
1609 project acquired and constructed by it under the provisions of said
1610 sections. The bonds, notes, certificates or other evidences of debt
1611 issued pursuant to section [22] 24 of [this act] public act 07-242, their
1612 transfer and the income therefrom, including any profit made on the
1613 sale thereof, shall at all times be free and exempt from taxation, except
1614 for estate or succession taxes, by the state and by any political
1615 subdivision thereof, but the interest on such bonds, notes, certificates
1616 or other evidences of debt shall be included in the computation of any
1617 excise or franchise tax.

1618 Sec. 56. Subsection (a) of section 16-245e of the general statutes is
1619 amended by adding subdivisions (14) to (18), inclusive, as follows
1620 (*Effective from passage*):

1621 (NEW) (14) "State rate reduction bonds" means the rate reduction
1622 bonds issued on June 23, 2004, by the state to sustain funding of
1623 conservation and load management and renewable energy investment
1624 programs by substituting for disbursements to the General Fund from
1625 the Energy Conservation and Load Management Fund, established by

1626 section 16-245m, and from the Renewable Energy Investment Fund,
1627 established by section 16-245n. The state rate reduction bonds for the
1628 purposes of section 4-30a shall be deemed to be outstanding
1629 indebtedness of the state;

1630 (NEW) (15) "Operating expenses" means, with respect to state rate
1631 reduction bonds, (A) all expenses, costs and liabilities of the state or
1632 the trustee incurred in connection with the administration or payment
1633 of the state rate reduction bonds or in discharge of its obligations and
1634 duties under the state rate reduction bonds or bond documents,
1635 expenses and other costs and expenses arising in connection with the
1636 state rate reduction bonds or pursuant to the financing order
1637 providing for the issuance of such bonds including any arbitrage
1638 rebate and penalties payable under the code in connection with such
1639 bonds, and (B) all fees and expenses payable or disburseable to the
1640 servicers or others under the bond documents;

1641 (NEW) (16) "Bond documents" means, with respect to state rate
1642 reduction bonds, the following documents: The servicing agreements,
1643 the tax compliance agreement and certificate, and the continuing
1644 disclosure agreement entered into in connection with the state rate
1645 reduction bonds and the indenture;

1646 (NEW) (17) "Indenture" means, with respect to state rate reduction
1647 bonds, the RRB Indenture, dated as of June 23, 2004, by and between
1648 the state and the trustee, as amended from time to time; and

1649 (NEW) (18) "Trustee" means, with respect to state rate reduction
1650 bonds, the trustee appointed under the indenture.

1651 Sec. 57. Section 3-22k of the general statutes is repealed and the
1652 following is substituted in lieu thereof (*Effective from passage*):

1653 On or before [October fifteenth] December thirty-first, annually, the
1654 Treasurer shall submit a financial report, pursuant to section 3-37, to
1655 the Governor on the operations of the trust including the receipts,

1656 disbursements, assets, investments, and liabilities and administrative
1657 costs of the trust for the prior fiscal year. The Treasurer shall also
1658 submit such report to the Connecticut Higher Education Trust
1659 Advisory Committee established pursuant to section 3-22e, and make
1660 the report available to each depositor and designated beneficiary.

1661 Sec. 58. Subdivision (45) of subsection (a) of section 16-1 of the
1662 general statutes is repealed and the following is substituted in lieu
1663 thereof (*Effective from passage*):

1664 (45) "Sustainable biomass" means biomass that is cultivated and
1665 harvested in a sustainable manner. "Sustainable biomass" does not
1666 mean construction and demolition waste, as defined in section 22a-
1667 208x, finished biomass products from sawmills, paper mills or stud
1668 mills, organic refuse fuel derived separately from municipal solid
1669 waste, or biomass from old growth timber stands, except where (A)
1670 such biomass is used in a biomass gasification plant that received
1671 funding prior to May 1, 2006, from the Renewable Energy Investment
1672 Fund established pursuant to section 16-245n, or (B) the energy
1673 derived from such biomass is subject to a long-term power purchase
1674 contract pursuant to subdivision (2) of subsection (j) of section 16-244c
1675 entered into prior to May 1, 2006, or (C) [prior to July 1, 2007,] such
1676 biomass is used in a renewable energy facility that [was approved by
1677 the department prior to October 1, 2005] is certified as a Class I
1678 renewable energy source by the department until such time as the
1679 department certifies that any biomass gasification plant, as defined in
1680 this subsection, is operational and accepting such biomass.

1681 Sec. 59. Section 8-273a of the general statutes, as amended by section
1682 18 of public act 07-141 and section 4 of public act 07-207, is repealed
1683 and the following is substitute in lieu thereof (*Effective from passage and*
1684 *applicable to property acquired on and after said date*):

1685 (a) Notwithstanding any other provisions of the general statutes to
1686 the contrary, whenever the Commissioner of Transportation
1687 undertakes the acquisition of real property on a state or federally-

1688 funded project which results in any person being displaced from his
1689 home, business, or farm, the Commissioner of Transportation is hereby
1690 authorized to provide relocation assistance and to make relocation
1691 payments to such displaced persons and to do such other acts and
1692 follow procedures and practices as may be necessary to comply with
1693 or to provide the same relocation assistance and relocation payments
1694 as provided under the federal Uniform Relocation Assistance and Real
1695 Property Acquisition Policies Act of 1970, 42 USC 4601 et seq. and any
1696 subsequent amendments thereto and regulations promulgated
1697 thereunder.

1698 (b) (1) Whenever the Commissioner of Transportation acquires an
1699 outdoor advertising structure, the amount of compensation to the
1700 owner of the outdoor advertising structure shall include either (A)
1701 payment for relocation costs incurred by such owner, or (B) the
1702 amount determined in accordance with subdivision (2) or (3) of this
1703 subsection. For purposes of the section, the fair market value of the
1704 outdoor advertising structure shall be determined by the income
1705 capitalization method.

1706 (2) If the owner (A) is able to obtain, within one year of acquisition
1707 by the commissioner or any additional period to which the owner and
1708 the commissioner both consent, all state and local permits necessary
1709 for relocation of the outdoor advertising structure to another site in the
1710 Standard Metropolitan Statistical Area, as designated in the federal
1711 census, in which the outdoor advertising structure is located, and (B)
1712 such site was not previously offered for sale or lease to the owner of
1713 the outdoor advertising structure, then the commissioner shall pay to
1714 the owner the replacement cost of the outdoor advertising structure,
1715 plus the fair market value of such outdoor advertising structure less
1716 the fair market value of the outdoor advertising structure at the new
1717 site. [The fair market value of such site shall be determined by the
1718 income capitalization method.]

1719 (3) If the owner (A) is unable to obtain, within one year of

1720 acquisition by the commissioner or any additional period to which the
1721 owner and the commissioner both consent, all state and local permits
1722 necessary for relocation to another site in the same Standard
1723 Metropolitan Statistical Area, as designated in the federal census in
1724 which the outdoor advertising structure is located, or (B) such site was
1725 previously offered for sale or lease to the owner of the outdoor
1726 advertising structure, the commissioner shall pay [the replacement
1727 cost plus] the fair market value of the outdoor advertising structure the
1728 commissioner has acquired. The owner shall provide to the
1729 commissioner written documentation sufficient to establish that all
1730 state and local necessary permits cannot be obtained for relocation
1731 within one year of acquisition or any additional period to which the
1732 owner and the commissioner both consent or that the only available
1733 relocation sites have been previously offered for sale or lease to the
1734 owner.

1735 (4) Any person aggrieved by determination of the amount of
1736 compensation paid under this subsection may appeal to the State
1737 Properties Review Board.

1738 (5) The provisions of this subsection shall not be construed to
1739 authorize any action that is found to violate the provisions of 23 USC
1740 131 or 23 CFR 750 or the terms of an agreement entered into by the
1741 Commissioner of Transportation with the Secretary of Commerce
1742 pursuant to subsection (b) of section 13a-123.

1743 Sec. 60. Subsection (a) of section 1 of special act 07-10, as amended
1744 by section 90 of public act 07-1 of the June special session, is repealed
1745 and the following is substituted in lieu thereof (*Effective from passage*):

1746 (a) The Office of Legislative Management shall, within available
1747 appropriations, contract with the Connecticut Academy of Science and
1748 Engineering to conduct a needs-based analysis of The University of
1749 Connecticut Health Center facilities plan. The academy shall conduct
1750 such analysis in consultation with the Office of Health Care Access.
1751 Such analysis shall consider (1) a comparison of the center's proposal

1752 for a replacement hospital with the alternative plan for a remodeled
1753 center, (2) the projected state-wide need for hospital beds up to at least
1754 the year 2018, and any possible impact that any acute care hospital in
1755 the region may experience if the amount of beds is increased at the
1756 university hospital, (3) the center's need for a modernized academic
1757 medical facility to provide instruction and achieve excellence in the
1758 schools of medicine and dental medicine and program in biomedical
1759 science, attract medical and biomedical professionals to such schools
1760 and program and to support research and clinical trials, and (4) other
1761 factors that the academy may deem appropriate.

1762 Sec. 61. (*Effective from passage*) Not later than January 1, 2008, and
1763 quarterly thereafter until June 30, 2009, the Labor Commissioner shall
1764 submit a report on the effect of subparagraph (A)(v) of subdivision (2)
1765 of subsection (a) of section 31-236 of the general statutes, as amended
1766 by this act, to (1) the Secretary of the Office of Policy and Management,
1767 and (2) the joint standing committees of the General Assembly having
1768 cognizance of matters relating to appropriations and budgets of state
1769 agencies and labor and the select committee of the General Assembly
1770 having cognizance of matters relating to veterans' affairs. The report
1771 shall include, but need not be limited to, (A) data on the number of
1772 separations from employment compensated under said subparagraph
1773 and the amount of benefits paid, and (B) a description of the impact of
1774 said subparagraph (A)(v) on the Unemployment Compensation Fund
1775 administered pursuant to section 31-261 of the general statutes. The
1776 commissioner shall submit the report in accordance with section 11-4a
1777 of the general statutes.

1778 Sec. 62. (NEW) (*Effective from passage*) Notwithstanding the
1779 provisions of section 13a-175j of the general statutes, the amount of the
1780 grant payable to each municipality for the fiscal years ending June 30,
1781 2007, to June 30, 2009, inclusive, in accordance with sections 13a-175a
1782 to 13a-175d, inclusive, of the general statutes, shall be increased
1783 proportionately by the amounts appropriated in sections 12 and 49 of
1784 public act 05-251 and in section 21 of public act 07-1 of the June special

1785 session.

1786 Sec. 63. Section 10a-104c of the general statutes is repealed and the
1787 following is substituted in lieu thereof (*Effective from passage*):

1788 (a) The Board of Trustees of The University of Connecticut shall
1789 develop a program to facilitate the recruitment of eminent faculty and
1790 their research staffs to the university. Such program shall support
1791 economic development in the state and promote core competency
1792 areas by accelerating the pace of applied research and development.
1793 Such program shall supplement the compensation of such faculty and
1794 related costs of personnel and materials needed to secure such faculty
1795 for the university. Eligibility shall be limited to scientists who have
1796 demonstrated excellence in their field of research and have an interest
1797 in working collaboratively with other scientists at the university and
1798 an interest in commercialization of their research.

1799 (b) No funds shall be expended under this section [unless there are
1800 matching funds from industry or other sources available] until the
1801 president of The University of Connecticut certifies to the Secretary of
1802 the Office of Policy and Management that the university or the
1803 university's foundation established pursuant to sections 4-37e and 4-
1804 37f has received written commitments for financial support from
1805 industry or other sources of not less than two million dollars for [such]
1806 purposes identified in subsection (a) of this section.

1807 Sec. 64. (*Effective from passage*) (a) Not later than ninety days after the
1808 effective date of this section, the Department of Public Health shall,
1809 within available resources, commission and supervise an
1810 environmental evaluation, to be conducted by an independent third
1811 party approved by the department, to examine the potential impact of
1812 the city of New Britain's changing the use of such city's water company
1813 owned class I and class II land to allow for the lease of approximately
1814 131.4 acres owned by the city and located in the town of Plainville,
1815 more specifically described as 0 Biddle Pass, for the purpose of
1816 allowing the extraction of stone and other minerals on such property.

1817 (1) Such evaluation shall include, but not be limited to, an analysis
1818 of the (A) likely environmental impacts of such change of use on local
1819 hydrology, forest ecology and wetlands systems; (B) long term water
1820 supply needs for the city of New Britain as well as interconnected and
1821 reasonably feasibly interconnected water companies in the general
1822 geographic region surrounding the areas supplied by the city of New
1823 Britain's water reservoir system; (C) likely safe yield increase to the city
1824 of New Britain's water reservoir system that could be supplied by such
1825 change of use; (D) impact on raw reservoir water quality that is likely
1826 to occur from such change of use; (E) procedures and steps that are
1827 available to minimize environmental impacts from the proposed
1828 change of use, including offsets attributed to the conveyance of land
1829 immediately adjacent to the subject site, more specifically described as
1830 0 Biddle Pass in the town of Plainville, to the city of New Britain, the
1831 town of Plainville and the town of Southington for open space
1832 purposes; and (F) a summary conclusion comparing the environmental
1833 impacts as well as potential environmental benefits and water supply
1834 benefits from such change of use.

1835 (2) The Commissioner of Public Health shall review the
1836 environmental evaluation as it applies to the Department of Public
1837 Health's jurisdiction over and duties concerning water supplies, water
1838 companies and operators of water treatment plants and water
1839 distribution systems, including, but not limited to, the potential impact
1840 on the purity and adequacy of the existing and future public water
1841 supply, and review such evaluation for the purpose of providing the
1842 New Britain Water Department with guidance concerning the
1843 suitability of the best management practices identified in the
1844 environmental evaluation for the protection of the public water supply
1845 and the public health.

1846 (b) Not later than ninety days after the effective date of this section,
1847 the Commissioner of Public Health shall provide the completed results
1848 of the environmental evaluation to the Commissioner of
1849 Environmental Protection. Not later than ninety days after receipt of

1850 the evaluation, the Commissioner of Environmental Protection shall
1851 review and comment on the environmental analysis described in
1852 subdivision (1) of subsection (a) of this section.

1853 (c) Nothing contained in this section shall be construed to affect any
1854 requirements to obtain permits under title 22a of the general statutes or
1855 any other applicable law prior to commencement of any activities on
1856 the subject land.

1857 (d) On or before March 1, 2008, the Commissioner of Public Health
1858 shall submit the results of the environmental evaluation and
1859 departmental reviews and recommendations to the joint standing
1860 committee of the General Assembly having cognizance of matters
1861 relating to public health, in accordance with the provisions of section
1862 11-4a of the general statutes, for its consideration.

1863 Sec. 65. Subsection (a) of section 4 of special act 07-11 is repealed
1864 and the following is substituted in lieu thereof (*Effective from passage*):

1865 (a) Notwithstanding any provision of the general statutes, the
1866 Commissioner of Public Works shall convey to the town of Newtown a
1867 parcel of land located in the town of Newtown, at a cost equal to the
1868 administrative costs of making such conveyance. Said parcel of land
1869 has an area of approximately 1.23 acres and is identified as a portion of
1870 Lot [14] 15, Block [] 3 on town of Newtown Tax Assessor's Map 37 and
1871 contains the former storage building located at the intersection of
1872 Trades Lane and Old Farm Road. The conveyance shall be subject to
1873 the approval of the State Properties Review Board.

1874 Sec. 66. (*Effective from passage*) (a) During the calendar year 2007,
1875 Operation Fuel, Incorporated, shall establish a one-time clean-slate
1876 program to target low-income persons with high utility bill arrearages.
1877 Said program shall constitute a one-time grant based on the recipient's
1878 income and arrearage amount. Grants shall apply only to arrearages of
1879 not more than twenty-four months and shall not exceed one thousand
1880 dollars. Said program also shall incorporate case management services,

1881 including, but not limited to, budget counseling and assistance with
1882 utility payment programs.

1883 (b) The sum of \$2,500,000 of the funds appropriated to the Office of
1884 Policy and Management in section 21 of public act 07-1 of the June
1885 special session, for Implement Energy Initiatives, shall be used for the
1886 purpose of implementing the clean-slate program pursuant to
1887 subsection (a) of this section.

1888 (c) The sum of \$1,750,000 of the funds appropriated to the Office of
1889 Policy and Management in section 21 of public act 07-1 of the June
1890 special session, for Implement Energy Initiatives, shall be used for the
1891 purpose of expanding Operation Fuel, Incorporated, pursuant to
1892 section 16a-41h of the general statutes.

1893 (d) The sum of \$750,000 of the funds appropriated to the Office of
1894 Policy and Management in section 21 of public act 07-1 of the June
1895 special session, for Implement Energy Initiatives, shall be used for
1896 Operation Fuel, Incorporated's infrastructure, technology support and
1897 case management services pursuant to section 16a-41h of the general
1898 statutes.

1899 Sec. 67. Subsection (a) of section 20-195dd of the general statutes, as
1900 amended by section 47 of public act 07-252, is repealed and the
1901 following is substituted in lieu thereof (*Effective from passage*):

1902 (a) Except as provided in subsections (b) and (c) of this section, an
1903 applicant for a license as a professional counselor shall submit
1904 evidence satisfactory to the Commissioner of Public Health of having:
1905 (1) Completed sixty graduate semester hours in or related to the
1906 discipline of counseling at a regionally accredited institution of higher
1907 education, which included coursework in each of the following areas:
1908 (A) Human growth and development, (B) social and cultural
1909 foundations, (C) counseling theories and techniques or helping
1910 relationships, (D) group dynamics, (E) processing and counseling, (F)
1911 career and lifestyle development, (G) appraisals or tests and

1912 measurements for individuals and groups, (H) research and
 1913 evaluation, and (I) professional orientation to counseling; (2) earned,
 1914 from a regionally accredited institution of higher education a master's
 1915 or doctoral degree in social work, marriage and family therapy,
 1916 counseling, psychology or a related mental health field; [and a sixth-
 1917 year degree in the discipline of counseling;] (3) acquired three
 1918 thousand hours of postgraduate-degree-supervised experience in the
 1919 practice of professional counseling, performed over a period of not less
 1920 than one year, that included a minimum of one hundred hours of
 1921 direct supervision by (A) a physician licensed pursuant to chapter 370
 1922 who has obtained certification in psychiatry from the American Board
 1923 of Psychiatry and Neurology, (B) a psychologist licensed pursuant to
 1924 chapter 383, (C) an advanced practice registered nurse licensed
 1925 pursuant to chapter 378 and certified as a clinical specialist in adult
 1926 psychiatric and mental health nursing with the American Nurses
 1927 Credentialing Center, (D) a marital and family therapist licensed
 1928 pursuant to chapter 383a, (E) a clinical social worker licensed pursuant
 1929 to chapter 383b, (F) a professional counselor licensed, or prior to
 1930 October 1, 1998, eligible for licensure, pursuant to section 20-195cc, or
 1931 (G) a physician certified in psychiatry by the American Board of
 1932 Psychiatry and Neurology, psychologist, advanced practice registered
 1933 nurse certified as a clinical specialist in adult psychiatric and mental
 1934 health nursing with the American Nurses Credentialing Center,
 1935 marital and family therapist, clinical social worker or professional
 1936 counselor licensed or certified as such or as a person entitled to
 1937 perform similar services, under a different designation, in another state
 1938 or jurisdiction whose requirements for practicing in such capacity are
 1939 substantially similar to or higher than those of this state; and (4) passed
 1940 an examination prescribed by the commissioner.

1941 Sec. 68. (*Effective from passage*) (a) The sum of \$250,000 appropriated
 1942 to the Department of Correction in section 1 of public act 07-1 of the
 1943 June special session, and the sum of \$250,000 appropriated to the
 1944 Department of Correction in section 11 of public act 07-1 of the June
 1945 special session, for the Amer-i-can Program, is transferred to the

1946 Department of Education.

1947 (b) The sum of \$250,000 appropriated to the Commission on Culture
1948 and Tourism in section 21 of public act 07-1 of the June special session,
1949 for a Hartford Arena Study, is transferred to the Capital City Economic
1950 Development Authority.

1951 (c) Notwithstanding the provisions of sections 1 and 11 of public act
1952 07-1 of the June special session, the appropriation to the Department of
1953 Economic and Community Development for the fiscal years ending
1954 June 30, 2008, and June 30, 2009, for "SAMA Bus Windham" shall be
1955 used for "SAMA Windham".

1956 (d) Notwithstanding the provisions of section 21 of public act 07-1
1957 of the June special session, the appropriation to the Department of
1958 Environmental Protection for the fiscal year ending June 30, 2007, for
1959 "Tidal Boundaries Study" shall be used for "Title Boundaries Study".

1960 Sec. 69. (*Effective from passage*) Section 12 of public act 07-4 of the
1961 June special session shall take effect on the effective date of this
1962 section.

1963 Sec. 70. Subdivision (2) of subsection (b) of section 10-16q of the
1964 general statutes is repealed and the following is substituted in lieu
1965 thereof (*Effective from passage*):

1966 (2) For fiscal year ending [June 30, 2007, and each fiscal year
1967 thereafter] June 30, 2008, the per child cost of the Department of
1968 Education school readiness component of the program offered by a
1969 school readiness provider shall not exceed six thousand nine hundred
1970 twenty-five dollars, except that such per child cost shall be increased
1971 for the month of January, 2008, and each month thereafter. The
1972 increase shall be determined by the department so that the cost of the
1973 increase shall equal fifty per cent of what the department estimates on
1974 January 1, 2008, will be unspent by June 30, 2008, from the
1975 appropriation for purposes of subsection (c) of section 10-16p. In no

1976 event shall such increase cause the per child cost to exceed eight
1977 thousand two hundred sixty-six dollars. Notwithstanding the
1978 provisions of subsection (e) of section 10-16p, the Department of
1979 Education shall not provide funding to any school readiness provider
1980 that (A) on or before January 1, 2004, first entered into a contract with a
1981 town to provide school readiness services pursuant to this section and
1982 is not accredited on January 1, 2007, or (B) after January 1, 2004, first
1983 entered into a contract with a town to provide school readiness
1984 services pursuant to this section and does not become accredited by
1985 the date three years after the date on which the provider first entered
1986 into such a contract.

1987 Sec. 71. Section 10-266aa of the general statutes, as amended by
1988 sections 9 and 10 of public act 07-3 of the June special session, is
1989 amended by adding subsections (n) to (p), inclusive, as follows
1990 (*Effective from passage*):

1991 (NEW) (n) Within available appropriations, the commissioner may
1992 make grants for kindergarten and preschool programs in the Sheff
1993 region which are approved by the commissioner for students
1994 participating in the program pursuant to this section.

1995 (NEW) (o) Within available appropriations, the commissioner may
1996 make grants for academic student support for programs pursuant to
1997 this section in the Sheff region approved by the Commissioner of
1998 Education.

1999 (NEW) (p) For purposes of this section, "Sheff region" means the
2000 school districts for the towns of Avon, Bloomfield, Canton, East
2001 Granby, East Hartford, East Windsor, Ellington, Farmington,
2002 Glastonbury, Granby, Hartford, Manchester, Newington, Rocky Hill,
2003 Simsbury, South Windsor, Suffield, Vernon, West Hartford,
2004 Wethersfield, Windsor and Windsor Locks.

2005 Sec. 72. (NEW) (*Effective from passage*) The Commissioner of
2006 Education shall consult with any regional community-technical

2007 college, as defined in subsection (p) of section 10-266aa of the general
 2008 statutes, as amended by this act, the Board of Trustees of the
 2009 Connecticut State University System, the boards of trustees for higher
 2010 education institutions licensed and accredited by the board of higher
 2011 education or the Board of Trustees for The University of Connecticut
 2012 and may consult with any not-for-profit corporation approved by the
 2013 Commissioner of Education to initiate collaborative planning for
 2014 establishing additional interdistrict magnet schools in the Sheff region.

2015 Sec. 73. Section 6 of public act 07-244 and sections 30 and 53 of
 2016 public act 07-3 of the June special session are repealed. (*Effective from*
 2017 *passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	PA 07-4 of the June Sp. Sess., Sec. 103
Sec. 2	<i>from passage</i>	PA 07-4 of the June Sp. Sess., Sec. 104(c)
Sec. 3	<i>from passage</i>	PA 07-4 of the June Sp. Sess., Sec. 105
Sec. 4	<i>July 1, 2010</i>	8-23(a)
Sec. 5	<i>from passage</i>	8-41(a)
Sec. 6	<i>from passage</i>	PA 07-4 of the June Sp. Sess., Sec. 83
Sec. 7	<i>from passage</i>	12-256
Sec. 8	<i>October 1, 2007</i>	12-407(a)(2)(L)
Sec. 9	<i>from passage</i>	PA 07-253, Sec. 33
Sec. 10	<i>from passage</i>	12-268d
Sec. 11	<i>from passage</i>	12-633
Sec. 12	<i>from passage</i>	12-635
Sec. 13	<i>from passage</i>	12-217jj(f)
Sec. 14	<i>from passage</i>	PA 07-236, Sec. 2(e)
Sec. 15	<i>from passage</i>	PA 07-236, Sec. 3(f)
Sec. 16	<i>from passage</i>	SA 99-8, Sec. 1(d)
Sec. 17	<i>October 1, 2007</i>	31-236(a)(2)
Sec. 18	<i>from passage</i>	2-12

Sec. 19	<i>from passage</i>	PA 07-4 of the June Sp. Sess., Sec. 56
Sec. 20	<i>from passage</i>	14-44(e)
Sec. 21	<i>from passage</i>	17a-28(f)
Sec. 22	<i>January 1, 2008</i>	12-326b
Sec. 23	<i>January 1, 2008</i>	12-326g
Sec. 24	<i>January 1, 2008</i>	12-295(c)
Sec. 25	<i>from passage</i>	17b-261g
Sec. 26	<i>from passage</i>	17b-265e(b)
Sec. 27	<i>from passage</i>	10a-179(a)
Sec. 28	<i>from passage</i>	New section
Sec. 29	<i>from passage</i>	New section
Sec. 30	<i>October 1, 2007</i>	14-10(e)
Sec. 31	<i>October 1, 2007</i>	14-103a
Sec. 32	<i>from passage</i>	PA 07-167, Sec. 24
Sec. 33	<i>from passage</i>	30-89
Sec. 34	<i>October 1, 2007</i>	22a-66l
Sec. 35	<i>October 1, 2007</i>	22-380e(12)
Sec. 36	<i>October 1, 2007</i>	22-380g(c)
Sec. 37	<i>September 1, 2007</i>	PA 07-154, Sec. 3
Sec. 38	<i>October 1, 2007</i>	17a-126(e)
Sec. 39	<i>from passage</i>	PA 07-141, Sec. 2(a)(3)(A)
Sec. 40	<i>from passage</i>	PA 07-141, Sec. 2(a)(4)
Sec. 41	<i>from passage</i>	PA 07-141, Sec. 2(b)
Sec. 42	<i>from passage</i>	PA 07-143, Sec. 11
Sec. 43	<i>October 1, 2007</i>	14-41(a)
Sec. 44	<i>from passage</i>	10-16p(e)(3)
Sec. 45	<i>from passage</i>	10-264l(c)
Sec. 46	<i>from passage</i>	10-97(e)
Sec. 47	<i>from passage</i>	10-266p(f) and (g)
Sec. 48	<i>from passage</i>	10-262f(35) and (36)
Sec. 49	<i>from passage</i>	PA 05-6 of the June Sp. Sess., Sec. 41
Sec. 50	<i>from passage</i>	PA 05-245, Sec. 48
Sec. 51	<i>from passage</i>	10-265f(h)
Sec. 52	<i>from passage</i>	10-262i(e)
Sec. 53	<i>from passage</i>	10-262h(a)(6)
Sec. 54	<i>from passage</i>	10-66ee(c)
Sec. 55	<i>from passage</i>	PA 07-242, Sec. 28

Sec. 56	<i>from passage</i>	16-245e(a)
Sec. 57	<i>from passage</i>	3-22k
Sec. 58	<i>from passage</i>	16-1(a)(45)
Sec. 59	<i>from passage and applicable to property acquired on and after said date</i>	8-273a
Sec. 60	<i>from passage</i>	SA 07-10, Sec. 1(a)
Sec. 61	<i>from passage</i>	New section
Sec. 62	<i>from passage</i>	New section
Sec. 63	<i>from passage</i>	10a-104c
Sec. 64	<i>from passage</i>	New section
Sec. 65	<i>from passage</i>	SA 07-11, Sec. 4(a)
Sec. 66	<i>from passage</i>	New section
Sec. 67	<i>from passage</i>	20-195dd(a)
Sec. 68	<i>from passage</i>	New section
Sec. 69	<i>from passage</i>	New section
Sec. 70	<i>from passage</i>	10-16q(b)(2)
Sec. 71	<i>from passage</i>	10-266aa
Sec. 72	<i>from passage</i>	New section
Sec. 73	<i>from passage</i>	Repealer section